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1817



ARTES SCIENTIA VERITAS

JOURNAL
OF
THE SENATE

OF THE
TWENTY-SEVENTH GENERAL ASSEMBLY

OF THE
STATE OF ILLINOIS,
=

AT THEIR FIRST SESSION, BEGUN AND HELD AT SPRINGFIELD,

JANUARY 4, 1871.

SPRINGFIELD:
ILLINOIS JOURNAL PRINTING OFFICE.

1871.

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OFFICERS.

PRESIDENT:

JOHN DOUGHERTY, Jonesboro.

SECRETARY:

E. H. GRIGGS, Rockford.

- First Assistant Secretary*.....Z. S. SWAN.
Second Assistant Secretary.....O. B. KNICKERBOCKER.
Third Assistant SecretaryJAMES H. PADDOCK.
Enrolling and Engrossing Clerk.....R. H. GETTAMY.
First Ass't Enrolling and Engrossing Clerk...GERSHOM MARTIN.
Sergeant-at-ArmsLEWIS ZEIGLER.
First Assistant Sergeant-at-ArmsJOHN F. MOORE.
Second Assistant Sergeant-at-Arms.....B. B. HARLAN.
Postmaster ,JOHN B. TURCHIN.
Assistant Postmaster.....R. C. STAPLES.

JOURNAL OF THE SENATE.

WEDNESDAY, JANUARY 4, 1871.

At a General Assembly of the State of Illinois, begun and held in the City of Springfield, on Wednesday, the fourth day of January, in the year of our Lord one thousand eight hundred and seventy-one, being the first session of the Twenty-seventh General Assembly :

The Hon. John Dougherty, Lieutenant Governor of the State of Illinois, and Speaker of the Senate, appeared at 12 o'clock M., took the chair, and called the Senate to order.

Prayer was then offered by the Rev. Albert Hale.

On motion of Mr. Early,

Mr. E. H. Griggs was elected Secretary *pro tem*.

On motion of Mr. Van Dorston,

Z. S. Swan was elected First Assistant Secretary *pro tem*.

The Secretary was then instructed to call the roll of members holding over ; upon which the following gentlemen answered to their names :

Messrs. Crawford,
Casey,
Dore,
Epler,

Messrs. Flagg,
Harlan,
Nicholson,

Messrs. Snapp,
Strevell,
Van Dorston.

Absent—Mr. McNulta.

The Secretary was then instructed by the President to call the list of the members elect.

The following gentlemen answered to their names :

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Donahue,
Early,
Eddy,
Edsall,
Fuller,
Gibson,
Hampton,
Holcomb,

Messrs. Hunter,
Jackson.
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Pierce,
Reddick,
Richardson
Senter,

Messrs. Shephard,
Snapp,
Solomon,
Starne,
Tincher,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Chief Justice Breese then administered the oath of office to the members holding over, and to the members elect under the provisions of the new Constitution.

Mr. Snapp moved a call of the Senate, and the following gentlemen answered to their names :

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Tincher,

The further proceedings under the call were dispensed with.

Mr. Starne offered the following resolution :

Resolved, That it is the duty of the present General Assembly to economize in every way in which it can be done compatible with the public service, and to that end,

Resolved, That the Senate will not elect at the present session persons to fill the offices of Second and Third Assistant Secretaries and Assistant Postmaster.

On motion of Mr. Tincher,

The above resolution was

Laid on the table by the following vote : $\left\{ \begin{array}{l} \text{Yeas} \dots\dots\dots 29 \\ \text{Nays} \dots\dots\dots 20 \end{array} \right.$

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Hunter,
Jewett,
Kerr,
Langley,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Senter,
Snapp,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Bishop,
Bush,
Casey,
Dore,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Landrigan,
Lanning,
Reddick,
Richardson,
Shephard,

Messrs. Solomon,
Starne,
Voris,
Washburn,
Williams,
Woodard.

The Senate then proceeded to the election of officers.

Mr. Early put in nomination Mr. E. H. Griggs, as Secretary of the Senate.

Mr. Epler put in nomination Mr. J. M. Davidson, as Secretary of Senate.

Those voting for Mr. E. H. Griggs are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Hunter,
Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Senter,
Snapp,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting for Mr. J. M. Davidson are,

Messrs. Bishop,
Bush,
Casey,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Landrigan,
Lanning,
Reddick,
Richardson,

Messrs. Shephard,
Solomon,
Starne,
Voriss,
Washburn,
Williams.

E. H. Griggs, 32 ; J. M. Davidson, 18.

The President announced that Mr. Griggs, having received a majority of all the votes cast, was duly elected.

Mr. Van Dorston put in nomination Z. S. Swan, for First Assistant Secretary of the Senate.

Mr. Epler put in nomination J. R. Bailey, as First Assistant Secretary of the Senate.

The vote being taken, resulted as follows :

Those voting for Mr. Z. S. Swan are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Hunter,
Jewett,
Kerr,
Langley,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Senter,
Snapp,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting for Mr. J. R. Bailey are,

Messrs. Bishop,
Bush,
Casey,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Landrigan,
Lanning,
Reddick,
Richardson,

Messrs. Shephard,
Solomon,
Starne,
Voriss,
Washburn,
Williams.

Z. S. Swan, 32; J. R. Bailey, 18.

The President announced that Z. S. Swan, having received a majority of all the votes cast, was duly elected.

On motion of M. Epler,

The election of Second and Third Assistant Secretaries, Second Assistant Sergeant-at-arms, and Assistant Postmaster, was postponed until after the election of the other officers.

Mr. Woodard put in nomination Mr. R. H. Gettamy, as Enrolling and Engrossing Clerk of the Senate.

Mr. Washburn put in nomination Mr. C. G. Smith, as Enrolling and Engrossing Clerk of the Senate.

The vote being taken, resulted as follows :

Those voting for Mr. Gettamy are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Donanue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Hunter,
Jewett,
Kerr,
Langley,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Senter,
Snapp,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting for Mr. Smith are,

Messrs. Bishop,
Bush,
Casey,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Landrigan,
Lanning,
Reddick,
Richardson,

Messrs. Shephard,
Solomon,
Starne,
Voriss,
Washburn,
Williams.

R. H. Gettamy, 31; C. G. Smith, 18.

The President announced that Mr. Gettamy, having received a majority of all the votes cast, was duly elected.

Mr. Strevell put in nomination Mr. Gershom Martin, as First Assistant Enrolling and Engrossing Clerk of the Senate.

Mr. Harlan put in nomination Mr. F. H. Sutton, as First Assistant Enrolling and Engrossing Clerk of the Senate.

Those voting for Mr. Martin are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Hunter,
Jewett,
Kerr,
Langley,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Senter,
Snapp,
Strevell,
Tincher,
Underwood,
VanDorston,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting for Mr. Sutton are,

Messrs. Bishop,
Bush,
Casey,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Landrigan,
Lanning,
Reddick,
Richardson,

Messrs. Shephard,
Solomon,
Starne,
Voriss,
Washburn,
Williams.

Gershom Martin, 31; F. H. Sutton, 18.

The President announced that Gershom Martin, having received a majority of all the votes cast, was duly elected.

Mr. Van Dorston put in nomination Mr. Lewis Zeigler, as Sergeant-at-arms of the Senate.

Mr. Starne put in nomination Mr. John Kavanaugh, as Sergeant-at-arms of the Senate.

Those voting for Mr. Zeigler are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Hunter,
Jewett,
Kerr,
Langley,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Senter,
Snapp,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting for Mr. Kavanaugh are,

Messrs. Bishop,
Bush,
Casey,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Landrigan,
Lanning,
Reddick,
Richardson,

Messrs. Shephard,
Solomon,
Starne,
Voris,
Washburn,
Williams.

Lewis Zeigler, 31; John Kavanaugh, 18.

The President announced that Lewis Zeigler, having received a majority of all the votes cast, was duly elected.

Mr. Underwood put in nomination Mr. John F. Moore, as First Assistant Sergeant-at Arms of the Senate.

Mr. Richardson put in nomination John Schell, as First Assistant Sergeant-at-Arms of the Senate.

Those voting for Mr. Moore are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Hunter,
Jewett,
Kerr,
Langley,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Senter,
Snapp,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Woodard

Those voting for Mr. Schell are,

Messrs. Bishop,
Bush,
Casey,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Landrigan,
Lanning,
Reddick,
Richardson,

Messrs. Shephard,
Solomon,
Starne,
Voris,
Washburn,
Williams.

John F. Moore, 31; John Schell, 18.

The President announced that John F. Moore, having received a majority of all the votes cast, was duly elected.

Mr. Beveridge put in nomination John B. Turchin, as Postmaster of the Senate.

Mr. Bush put in nomination James Ward, as Postmaster of the Senate.

Those voting for Mr. Turchin are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,

Messrs. Crawford,
Donahue,
Dore,
Early,

Messrs. Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Hunter,
Jewett,
Kerr,
Langley,
Little,
Marsh,

Messrs. Nicholson,
Pierce,
Senter,
Snapp,
Strevel,
Tincher,

Messrs. Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting for Mr. Ward are,

Messrs. Bishop,
Bush,
Casey,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Landrigan,
Lanning,
Reddick,
Richardson,

Messrs. Shephard,
Solomon,
Starne,
Voriss,
Washburn,
Williams.

John B. Turchin, 31 ; James Ward, 18.

The Speaker announced that John B. Turchin, having received a majority of all the votes cast, was duly elected.

Mr. Eddy moved to proceed to the election of Second Assistant Secretary of the Senate.

Mr. Epler moved to lay the above motion on the table ; which motion was lost.

The motion of Mr. Eddy was then adopted.

Mr. Eddy put in nomination Mr. O. S. Knickerbocker as Second Assistant Secretary of the Senate.

There being no other nomination, Mr. O. S. Knickerbocker was declared duly elected.

Mr. Snapp moved to proceed to the election of the Third Assistant Secretary of the Senate.

Mr. Epler moved to lay the above motion on the table, which motion was

Carried by the following vote, { Yeas 25
Nays 24

Those voting in the affirmative are,

Messrs. Bishop,
Bush,
Casey,
Dore,
Epler,
Gibson,
Hampton,
Harlan,

Messrs. Holcomb,
Jackson,
Landrigan,
Lanning,
Little,
Nicholson,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Solomon,
Starne,
Tincher,
Voriss,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hunter,
Jewett,
Kerr,
Langley,
Marsh,
Pierce,

Messrs. Snapp,
Strevel,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Woodard.

On motion of Mr. Little,

The motion to lay the motion to proceed to the election of Third Assistant Secretary of the Senate on the table, was reconsidered.

On motion of Mr. Snapp,

The Senate proceeded to the election of Third Assistant Secretary of the Senate.

Mr. Snapp put in nomination Mr. James H. Paddock as Third Assistant Secretary of the Senate.

There being no other nomination, James H. Paddock was declared duly elected Third Assistant Secretary of the Senate.

Mr. Van Dorston moved to proceed with the election of Second Assistant Sergeant-at-Arms.

Mr. Harlan moved to lay the above motion on the table; which motion was lost.

Mr. Van Dorston put in nomination Mr. B. B. Harlan as Second Assistant Sergeant-at-Arms of the Senate.

There being no other nomination, Mr. Harlan was declared duly elected.

Mr. Nicholson moved to proceed to the election of Assistant Postmaster of the Senate.

Mr. Shephard moved to lay that motion on the table; which motion was

Lost by the following vote, { Yeas.....21
 { Nays28

Those voting in the affirmative are,

Messrs. Bishop,
Bush,
Casey,
Edsall,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Landrigan,
Lanning,
Reddick,
Richardson,
Shephard,

Messrs. Solomon,
Starne,
Voria,
Washburn,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Flagg,

Messrs. Fuller,
Hampton,
Hunter,
Jewett,
Kerr,
Langley,
Little,
Marsh,
Nicholson,

Messrs. Pierce,
Senter,
Snapp,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Whiting.

Mr. Nicholson put in nomination R. C. Staples as Assistant Postmaster of the Senate.

There being no other nominations, Mr. Staples was declared duly elected.

On motion of Mr. Fuller,

A committee of five was appointed by the President to wait on the Governor and inform him that the Senate was organized and ready to receive any communication he might see proper to make.

The President appointed as such committee the following gentlemen: Messrs. Fuller, Boyd, Van Dorston, Casey and Reddick.

On motion of Mr. Snapp,

The following resolution was adopted:

Resolved by the Senate, That the Secretary of the Senate inform the House of Representatives that the Senate has met and organized by the election of E. H. Griggs, Secretary; Z. S. Swan, First Assistant Secretary; O. B. Knickerbocker, Second Assistant Secretary; James H. Paddock, Third Assistant Secretary; R. H. Gettamy, Enrolling and Engrossing Clerk; Gershom Martin First Assistant En-

rolling and Engrossing Clerk; Lewis Zeigler, Sergeant-at-Arms; John F. Moore, First Assistant Sergeant-at-Arms; B. B. Harlan, Second Assistant Sergeant-at-Arms; John B. Turchin, Postmaster; and R. C. Staples, Assistant Postmaster; and is now ready for the transaction of business.

On motion of Mr. Epler,
The following resolution was adopted:

Resolved, That the President of the Senate appoint a committee of seven to prepare resolutions of the Senate.

Mr. Fuller, from the committee appointed to wait upon His Excellency the Governor, informed the Senate that His Excellency would report to the Senate soon, in writing, by his Private Secretary.

Message to the Senate, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a communication:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILLINOIS, *January 4th*, 1871.

Gentlemen of the Senate and House of Representatives:

Meeting the representatives of the people a second time, I am permitted by the circumstances to congratulate them that, since the last session of the General Assembly, nothing has occurred to interrupt the steady progress of the State. The inhabitants of nearly every district have been blessed with a large measure of health; the harvests have afforded plenty; employment has been abundant, and industry well rewarded; the wants of the needy, the helpless and the poor have been supplied; efforts for the diffusion of morality and education have not altogether failed of success; new lines of railway have been constructed, opening to fertile districts, heretofore isolated, convenient access to favorable markets; and the laws for the preservation of peace and order have been, in almost every instance, faithfully executed. No people have greater reasons for thankful gratitude to the Divine Giver, or stronger motives to impel them to the earnest discharge of every social and patriotic duty.

Amongst the exceptions to the general enforcement of the laws of the State, are several instances of outrages committed by mobs. On the 21st day of February, 1870, one Harrison Reed, who was charged with murder committed in Madison county, was taken from the custody of an officer, who was conveying him to jail, and killed.

On the 20th day of April, 1870, one Hank Leonard was forcibly taken from the jail of Marion county, and put to death under circumstances of peculiar atrocity.

On the 16th day of April, 1870, one Joseph C. Ramsey, while in the custody of an officer of Putnam county, who was conveying him to the county jail, was seized by a mob and hanged.

These cases were officially reported to me, and other instances of lawless violence have occurred in the State, in regard to which I have no official information. It will be observed, by an examination of the reports made to me of the circumstances that attended the killing of the persons above named, that they were at the time helpless prisoners, without any means at hand of self-defense; and if the officers who had them in custody attempted to defend them, it was done in a man-

ner that reflects no great degree of credit upon their firmness or sense of duty.

The case of Reed is especially humiliating. He had escaped from the State, and was arrested under the order of the Governor of Missouri, in consequence of a requisition made by me, and was murdered while in the custody of an officer of this State, who could not or would not protect him. When the facts were fully investigated by me, I offered a reward of one thousand dollars for the apprehension and conviction of the offenders in each of these cases, but no arrests have been reported to me. The papers that relate to them will be transmitted to the General Assembly.

The frequent recurrence of crimes committed by mobs, and the fact that instances of the punishment of the offenders are rare, suggest the inquiry whether some legislation is not necessary for their repression. The Governor is charged by the constitution with the obligation "to take care that the laws are faithfully executed;" and yet, although he may be satisfied that in this class of cases and others, officers neglect or refuse to discharge their duties, or the State's Attorneys are incompetent or refuse to take the necessary steps to punish offenders, he can neither remove nor suspend them, nor bring them to trial before the judicial tribunals. It is for the General Assembly to determine whether it is proper to give to the Executive Department any additional powers, to be employed for the enforcement of the criminal laws. In the cases mentioned my powers are exhausted, and the violators of the laws are unpunished.

THE NEW CONSTITUTION.

On the 2d day of July, 1870, the people of the State expressed their approval of the constitution submitted to them by the Convention that assembled in this city on the 13th day of December, 1869. This instrument, that was prepared with so much care by the intelligent and patriotic men that composed the Convention, and that was adopted by the freemen of the State with a singular degree of unanimity, introduces many most salutary reforms into the organic law of the State.

The constitution of 1848 was well suited to the times, and was adopted by the people under circumstances of difficulty and embarrassment that we cannot now fully understand. At that time the State was overwhelmed by a debt improvidently contracted, and that had wholly failed of benefit to the people; property had but a nominal value; the resources of the State were undeveloped and but little understood, and immigration had almost ceased. The constitution was the expression of the determination of the people of that day to meet every obligation, and to practice the most rigid economy, until the claims of the public creditors were placed in a condition that would satisfy them. The purpose intended was accomplished, and the constitution of 1848 will be remembered as an example of courageous integrity, to the enduring honor of the State of Illinois.

The Convention of 1870 was called by the people from a conviction, well justified by the facts, that the constitution of 1848 was no longer suited to the changed condition of the State. Under the practical con-

struction of its provisions, the Executive Department was destitute of influence, the Judicial Department was unequal to its greatly increased duties, while the Legislature, regardless of the limitations upon its authority, was practically the supreme power in the State. Before the adoption of the constitution of 1870, the history of the American States presented no example of a government more defective or vicious than that of the State of Illinois. The public judgment is, that the constitution now in force is admirably framed to correct the abuses that had grown up under the former system of government, and that if its provisions are respected it will secure to the State an efficient, economical administration of its affairs, and fully protect every public and private right.

But, as well founded as these expectations are, it will forever remain true that a self-executing constitution has not been devised by human skill, and if such an instrument could be created it would be without value, for it is of the essence of a free government that it exists and is preserved by the intelligent assent and the active, vigilant, organized will of a free people, and the last years of the constitution of 1848 afford an impressive warning that formal instruments of government are vain if the people themselves do not respect and will not enforce their provisions. The radical vice of the government under that constitution was, that its limitations upon the powers of the departments had become obsolete, so that there remained no effective rule by which their responsibilities could be defined or enforced. Officers received compensation for their services under the authority of laws that were thought by the people to be inconsistent with the constitution, and a government that was intended to be economical was, in fact, unreasonably expensive. Legislation was hasty and improvident, so that the feeling was general that public and private rights were unsafe, and that the officers charged by the constitution with the enactment, the interpretation and the enforcement of the laws, were alike unworthy of the full confidence of the people of the State. The forms of popular government may escape subversion, but it will practically perish when the people are unable to confide in the integrity and wisdom of those to whom they are compelled to entrust the execution of its powers; and hence the officer who justly forfeits the confidence of the people, is as dangerous to the welfare of the State as if he had traitorously assailed its existence.

REPRESENTATION AND ELECTIONS.

The framers of the constitution of 1870, correctly appreciating the existing evils, and fully understanding that the suppression of all the abuses of government must be the work of the people, prepared and presented to the freemen of the State a plan for an enlarged and improved system of popular representation in the General Assembly. Under this plan the present apportionment of Senators and Representatives is merely provisional, and it will be necessary for the present General Assembly to divide the State into fifty-one Senatorial districts, upon the basis of the federal census of 1870, according to the 6th section of the 4th article of the constitution, and also to enact such laws as will give effect to the 7th section of the same article, which embodies the principle of minority or cumulative representation.

“ Minority Representation ” is an experiment that merits a full and fair trial, and it is to be hoped that the General Assembly will, by effective legislation, protect the system from abuse and fraud.

Indeed, all laws of the State in respect to elections demand careful examination, with a view to such improvements as will render them a more complete protection to the purity of elections. It is a well known fact that the use of money as a means of controlling the votes of many persons has become so common as to scarcely excite condemnation, and that such is the low estimate placed upon the purity of the ballot-box, that many men participate directly or indirectly in the bribery of voters who would not be parties to the commission of crimes that are far less dangerous to the safety of society. I am free to confess that no complete reform in respect to this subject can be expected until public sentiment shall concur with legal enactments, and make those who offer and those who receive bribes in consideration of votes, alike infamous ; but it may be well to inquire whether the laws that are intended to protect elections from fraud and abuse may not be made to comprehend and punish many shifts and contrivances now employed to conceal bribery and fraud, and to provide that the use of corrupt means to secure an election, whenever discovered, shall work a forfeiture of the office, and also incapacitate both parties from voting or holding office thereafter in this State.

APPORTIONMENT.

The 13th section of the Schedule of the constitution directs that immediately after the adoption of the constitution, the Governor and Secretary of State shall proceed to ascertain and fix the apportionment of the State for members of the first House of Representatives under this constitution, and it also directed substantially that the apportionment should be made upon the basis of the federal census of 1870, in case the result of that enumeration could be obtained on or before the 23d day of September, 1870. By the courtesy of the Commissioner of the Census, and of the marshals of the northern and southern districts, the results of the census were furnished within the time limited by the constitution ; and pressed by the anxiety of the citizens of different counties and districts to learn the number of representatives to which they were entitled, on the 23d day of September, 1870, the apportionment was made, and fifteen members in the aggregate were assigned to Cook county, five to be elected in each of the three representative districts created by existing laws, and I issued my proclamation announcing the result as provided by the constitution.

On the 27th of September, upon a revision of the apportionment made on the 23d of that month, it was concluded by the Governor and Secretary, aided by the official opinion of the Attorney General, that it was fair to interpret that portion of the 7th section of the article of the constitution in relation to the Legislative Department that provides that “ counties having over 200,000 inhabitants may be divided into districts, each entitled to not less than three nor more than five representatives,” together with the language of the 14th section of the Schedule, “ but no county shall be numbered as more than one district,

except the county of Cook, which shall constitute three districts, each embracing the territory contained in the now existing representative districts," so as to harmonize them with the general principles of the constitution, that contemplate that all the counties and districts of the State shall be equally represented in the General Assembly, according to their population; and on that day I issued a supplementary proclamation, apportioning to the county of Cook an aggregate representation of twenty-two members, to be elected in the existing districts according to the population of each.

The proclamations of the 24th and 27th of September, and a copy of the opinion of the Attorney General, are herewith laid before the General Assembly.

COMPENSATION OF PUBLIC OFFICERS.

The duty is devolved upon the General Assembly by the constitution of adjusting the compensation to be paid to almost every class of public officers. The 23d section of the 5th article of the constitution provides that all the officers of the Executive Department shall receive for their services salaries to be established by law. The 7th section of the 6th article directs that from and after the adoption of the constitution, the judges of the Supreme Court shall receive a salary of four thousand dollars per annum, until otherwise provided by law; and the 16th section provides for a salary to the circuit judges of three thousand dollars per annum, until otherwise provided by law; and by the 25th section of the same article, the judges of the Superior and Circuit Courts of Cook county shall receive the same salaries, payable out of the State Treasury, as are or may be paid to the circuit judges of the State, and such further compensation, to be paid by the county of Cook, as may be provided by law. It will also be necessary to fix the compensation of the clerks of the Supreme Court, and of all the State's Attorneys throughout the State.

I think it not improper to say that in my judgment every public officer should be paid a fixed salary, and that the whole system of compensation by fees, to be collected from parties, or from counties or the State, ought to be at once abolished.

The value of the services of the clerks of the Supreme Court, and of the State's Attorneys, can be as easily estimated as can those of the judges, and if parties litigant are to be taxed, such taxes should be imposed for the State or the counties, and the amount of the tax should be definitely fixed by law. No burden has been more oppressive to the people who have lingered around the courts awaiting the disposition of causes in which they were interested, than to find themselves, after weeks and months of delay, ruined by bills of cost, of unanticipated amounts; and much litigation would be avoided if the costs could be known with reasonable certainty in advance.

The importance of the office of State's Attorney has been habitually underrated, and I think it a matter to be regretted that it is abolished, and the system of County Attorneys adopted, as contemplated by the 22d section of the 6th article of the constitution. Whatever may be the excellencies of any form of government, its true value depends

upon the extent to which it affords protection to life, liberty, property and the social and domestic rights. It is not enough that the guilty be punished : the innocent must be protected ; and the State's Attorney should not only be a terror to evil doers, but the hope and refuge of the innocent. It is hardly consistent with this idea that the compensation of this class of officers should be made in any manner to depend upon the number of convictions they may be able to secure.

The constitutional regulations in respect to the compensation of county officers are so precise and complete, that very little more is required of the General Assembly than to give them the aid of such judicious enactments as will effectually defeat every effort to evade them. The change from the fee system to that of fixed salaries is sudden, and will not be very cheerfully accepted by some of the incumbents of offices that have been heretofore very profitable, and laws that will at once establish the new system must be exceedingly wise and judicious.

In addition to the penalties to be imposed upon officers guilty of violations of such laws, I repeat the recommendation, that hereafter no fees or costs be taxed or allowed for the services of any public officer, but that whatever sum or sums it may be thought judicious to require to be paid by persons for the services of public officers, shall be deemed a tax, and be paid under suitable regulations into the proper treasury. The fees of clerks and sheriffs, heretofore charged against litigants, can, by proper classification, be commuted to a fixed sum, and paid into the county treasury, upon the certificate of the clerk. A form of special tax to be levied upon administrations, and other matters within the jurisdiction of the County Court, may be devised, while the tax imposed upon suits in the Supreme Court may be paid into the State treasury.

This statement of my views seems sufficient to make my recommendations understood, and I believe it both practicable and judicious, with respect to all officers who have heretofore been compensated, in whole or in part, by fees.

If any officer in this State shall hereafter be permitted to receive fees to his own use, it will be necessary to provide for reports to be made, as required by the 13th section of the 10th article of the constitution.

EXPENSES OF THE GENERAL ASSEMBLY.

The pay of the members of the present General Assembly is fixed at five dollars per day, and ten cents per mile of necessary travel in going to and returning from the seat of government, with the sum of fifty dollars to cover all incidental allowances of every nature and description ; but the per diem of the members of all future Legislatures is to be fixed by law.

I trust that I will be pardoned for expressing a hope that great care will be employed in the preparation of such laws as respect the pay of members of the General Assembly and their incidental allowances, and also the general incidental expenses of the session, as will harmonize with the manifest spirit of the constitution. Unless great attention is given to the matter of the expenses of the Legislature, the

members will, at the close of the session, be astonished at the aggregate amount. The amended constitution provides that, "no money shall be drawn from the treasury except in pursuance of an appropriation made by law," and that "no money shall be diverted from any appropriation made for any purpose, or taken from any fund whatever, either by joint or separate resolution." It will, therefore, be necessary for the General Assembly to provide, by law, for the necessary expenses of the session, as no officer would feel justified in contracting debts or in paying money from the treasury upon the authority of a mere resolution of either or both branches of the Legislature; for the General Assembly is prohibited, by the 19th section of the 4th article of the constitution, from authorizing the payment of any debt contracted *without express authority of law.*

SPECIAL LEGISLATION.

It will, no doubt, be a source of great satisfaction to the General Assembly, as it is to every one familiar with the legislation of the State, that by the 2d section of the 4th article of the constitution, it is provided that no local or special law shall be passed with respect to twenty-three subjects, enumerated in the section, and that by the sweeping language of the last clause of the same section, it is directed that "in all other cases where a general law can be made applicable, no special law shall be enacted."

It is not necessary to argue the wisdom of this restriction upon the power of the General Assembly to pass local or special laws, but if that was necessary, a reference to the journals of the Legislature at its last session, would afford facts that would put the propriety of the prohibition beyond the reach of controversy. The aggregate number of bills introduced in both branches of the General Assembly at the last session, was two thousand four hundred and seventy-eight. Of these, upwards of fifteen hundred became laws, and those that are special and local alone are bound into three ponderous volumes that contain two thousand eight hundred and forty-three printed pages. It is doubtful if any such mass of crude and dangerous legislation was ever before inflicted upon any people.

The prohibition of special legislation imposes upon the General Assembly the duty of enacting general laws upon such of the enumerated subjects as are thought worthy of attention. The incorporation laws now in force comprehend and provide for many subjects, and require revision to make them conform to the principles established by the constitution. When these laws are revised, it is probable that they may be made to comprehend and provide for almost every subject to which the corporate principle can be properly made applicable.

The two most important exceptions to this general statement are the incorporation of cities, towns and villages, and the organization of associations for the construction of railways. The general law providing for the incorporation of cities, towns and villages, will probably be found, at present, inadequate to the object for which it was intended. Many of its provisions are vague, and others unconstitutional, and the whole law is, in my judgment, wanting in that symmetry and completeness which is essential to the usefulness of a statute that is to be

the constitution of every municipal body in the State. The powers conferred upon the cities and towns of the State, under special charters, have been, in practice, greatly abused, to the oppression of the people. The essential defect in the general incorporation law, and in many of the acts incorporating cities and towns, is that they do not sufficiently insure an efficient and independent executive authority, and do not guard the property of the citizen with sufficient care from excessive, and often rapacious taxation. They authorize or permit the unnecessary multiplication of offices. They do not sufficiently secure the responsibility of the municipal officers to the citizens ; and as the necessary authority of the officers of cities trenches very closely upon the most cherished rights of freemen, affording many opportunities for injustice and oppression, they should, with more than usual care, be subjected to the most rigid accountability for any violation of public law, and for every invasion of private rights.

RAILROAD CORPORATIONS.

The constitutional prohibition of special laws for the creation of railroad corporations, makes it necessary that a general law should be adopted, at this session of the General Assembly, for the organization and government of that most useful and necessary class of associations. The constitution imposes restrictions and duties upon railway corporations that must, of course, be binding upon all hereafter created, and it also applies, in important respects, to existing railway corporations, and must be enforced against them by appropriate legislation.

Every railway corporation organized or doing business in this State, under the laws or authority thereof, must maintain an office in this State, for the transaction of its business, where transfers of stock must be made, and in which shall be kept, for public inspection, books, in which shall be recorded the amount of capital stock subscribed, and other matters in relation to their organization and business, that it is important to the public interests should be known ; and shall also report to the Auditor of Public Accounts, or to an officer to be designated by law, all their acts and doings, to such extent as may be prescribed by law. This provision of the constitution comprehends all railway corporations that do business in this State, whether they are organized under its laws or are tolerated by its comity, and it is the duty of the General Assembly, imposed by the 9th section of the 11th article of the constitution, to enforce the obedience of all by the passage of laws with suitable penalties. The 9th section of the 11th article of the Constitution, and the 11th, 12th, 13th, 14th and 15th sections of the same article, sufficiently indicate the purpose of the people, that railroad corporations shall hereafter be subject to the control of law.

The usefulness of railways, and the extent of their beneficial influence upon the well being and prosperity of the country, are not denied, and indeed considerations of that character are in no sense involved in a discussion of the extent to which it is judicious and proper to subject their management to legal control. Railroads are public highways, and the corporations and individuals that operate them are public carriers, and the property interests of the proprietors of railways

are held by them, subject to the right of the State to adopt and enforce such regulations as will protect the public from arbitrary exactions and unjust discriminations.

But the duty and the power of the State to interfere for the effectual control of railway corporations is disputed. Those who deny the necessity of State interference, insist that all the evils of excessive tariffs and unjust discriminations in rates for transportation will be ultimately corrected by the competition of different lines of railways, in their efforts to control business. Competition is far more expensive than direct methods of legal control. The grossest oppressions that burden the people grow out of the fierce and exhausting railway competition at important points, where their interests come in conflict; and one of the strongest reasons for the interference of the Legislature to control the management of railway lines is, that the burdens of the useless competition of different lines is thrown upon intermediate points, where competition is impossible. Deprive railroad corporations of the power to impose discretionary rates upon their traffic, and the business community would suffer far less from the selfish contests of competing lines, that in their effect unsettle values, to the confusion of business and the disappointment of the most prudent commercial calculations.

The denial that the State has the power, acting through the appropriate department, as determined by its constitution, to control the management of railway corporations and to regulate the rates imposed by them as public common carriers, so as to prevent extortion, oppression, favoritism and unjust discriminations against or in favor of localities and individuals—or to investigate their management and prevent the employment of the vast sums of money under their control for the purpose of corruption—is to assert that a power has grown up in the State greater than the State itself, and makes an issue that the representatives of a free people cannot, without the most palpable disregard of their duty, evade.

“The General Assembly shall, from time to time, pass laws establishing reasonable maximum rates of charges for the transportation of passengers and freights on the different railroads of the State,” and “the General Assembly shall pass laws to correct abuses and prevent unjust discriminations and extortion in the rates of freight and passenger tariffs on the different railroads in this State, and enforce such laws by adequate penalties, to the extent, if necessary for that purpose, of forfeiture of their property and franchises,” are the clear and precise injunctions of the constitution, that at once answer all objections to the existence of the power, enjoin the duty and determine the department of the government by which it is to be discharged.

It is also proper for me to say, in this connection, that in the adoption of the 9th section of the 11th article of the constitution, and the 15th section of the same, the framers of that instrument intended that the General Assembly should go much further in the direction of the efficient control of the management of railway corporations than merely to pass laws establishing reasonable maximum rates of charges for the transportation of freight and passengers, and to correct abuses and prevent unjust discriminations in the rates of freight and passenger

tariffs. It was, no doubt, the purpose of the authors of the constitution, that the Legislature should pass laws that will give to the stockholders in railway corporations more complete control over their property, to prevent the fraudulent transfer of the stock of such corporations, to secure to stockholders and the public the means for a thorough investigation of their management, to prevent wrongful combinations to defraud stockholders and oppress the public, and to prevent the employment of the money of such corporations to influence legislation, or for other corrupt purposes.

But whether railway corporations are considered in the light of mere owners of property, that are entitled to the same favorable consideration that is accorded to all others, or as the managers of highways that penetrate into almost every county of the State, and that from their superior utility will soon supersede all others, or as the almost exclusive carriers of the products of the industry of the whole State, or as legally organized aggregations of vast wealth, that from its form admits of indefinite combinations for the attainment of objects of common interest, or that they constitute the most powerful and active element that now exists under our form of government, every thoughtful man will confess the extreme difficulty of digesting an efficient, and at the same time just, system of laws for their government.

But the difficulties that occur to my mind do not relate to the power of the State to enact and enforce proper laws, but they grow out of the complex nature of the subject. There are conflicting interests to be reconciled and adjusted, and nothing within the sphere of governmental action requires more delicacy of management than what is termed the railway problem. And there is another ground upon which there is some degree of hesitation. There is no concealing the fact that of late years less confidence is felt by many in the powers of the State governments alone to subject railway management to the degree of control that every candid person must admit to be demanded by the interests of the people, and attention has been directed to the government of the United States as being alone equal to the great duty of the hour. In my inaugural address, I thought it proper to say that "one of the most unhappy results of the great contest through which the nation has passed, is the confusion produced in the public mind as to the relative powers of the National and State governments," and my more extended experience has added force to the conviction that one of the worst evils that can exist in a free government is that there should be any serious difference of opinion either as to the extent or the distribution of its important powers.

It, as maintained by some, the government of the United States has the power to create incorporations and authorize them to construct railways in the States, or to govern and control those created by State authority, the existence of the power ought to be no longer disputed, and steps should be taken to amend the constitution of the United States so as to prohibit Congress from creating such corporations by special laws, and from granting the public property or extending the aid of the United States to private individuals or corporations, and, in short, to subject the government of the United States to all the restrictions and limitations for the protection of public and private rights

that are found in the most advanced and perfect constitutions of the States, and also to require of Congress to adopt such effective positive legislation as will subject existing and future railway management to proper control.

To those who assert the power in question for the Congress of the United States, the immediate necessity for thus amending the federal constitution will be apparent, for as the people of the States improve their constitutions, and subject railroad corporations to more efficient and complete control, this powerful interest will defeat all their labors by taking shelter under the authority of federal laws, and the scenes of corruption that have been witnessed elsewhere, and that are now happily impossible in this and some other States, will be reproduced in Washington, aggravated by the fact that franchises conferred by the United States will be far more valuable than can be conferred by any of the States; that there are thousands of millions of public property to tempt the corrupt and the greedy; and that members of Congress, being far removed from the observation of their constituents, will betray the people without fear of popular indignation.

If, however, the opinions of the framers of the constitution, and of the eminent statesmen who have actually guided the policy of the government from its origin, are to be regarded as authority in the determination of the question under consideration, it ought not to be claimed that it is within the power of the federal congress to authorize the construction of railways in the States, or to create incorporations for that purpose, or to regulate or control existing railway corporations in any way whatever, and the General Assembly should earnestly protest against such an assumption of power by Congress, and proceed with a firm and unyielding step to the enactment of such just and constitutional laws for the proper government of railway corporations, as may be necessary for the protection of the rights of the people of the State.

My apology for the extended discussion of this question is, that the people of the State, in the adoption of the amended constitution, have imposed upon the General Assembly duties of the highest importance, and doubts as to the power of the State to control the subject of railways, have had and will have the effect to produce timidity, hesitation, and feebleness in its councils. To maintain the usefulness of the State governments, it must be established that their powers are in no sense subordinate or dependent, but that, under our political system, the grasp of the States upon their own proper functions is as firm and uncontrollable as that of the government of the United States; that each are essential parts of our admirable political system, and their orbits in that system being defined, they are each supreme and alike indestructible.

WAREHOUSES.

The enforcement of the 13th article of the constitution is of but little less importance than the proper regulation of railways, and, indeed, the interests and duties of the managers of public warehouses and of railways are so intimately related, that legislation referring to one would not be complete unless it included the other. Warehousemen

are, like carriers, engaged in a public employment, and are, independent of the constitution, subject to legal control, and the principal effect of the constitutional provision is to remove all doubt as to the actual state of the law upon the points embraced, to render it unchangeable, and to impose upon the General Assembly the duty of passing laws to give it full effect. It will be proper, in my judgment, to provide, for parties injured by the failure of warehousemen and railways to comply with the duties required by the constitution, and such laws as may be enacted, cheap and simple remedies, and also to subject them to indictment. Experience has shown that private individuals are unwilling, and often unable, to encounter the expense of legal contests with these powerful interests, and as their duties are to the public, as well as to individuals, it seems eminently proper that the public should enforce them.

And the magnitude of the task that will be assumed by the State, in attempting to subject railways and warehouses, and the individuals and corporations that own, operate and manage them, to that degree of legal regulation and control that is demanded by the public interests, renders it necessary to create a Board of Commissioners, to whom the duty of enforcing such laws as may be enacted for that purpose may be confided, and the Commissioners should be clothed with all the needful power, when the occasion demands it, to compel submission to the authority of the State.

EMINENT DOMAIN.

The right of the State to take private property for public uses is essential to the full accomplishment of the ends of government. This right has been judiciously regulated by the constitution of the State, and is stripped of features that have heretofore borne the appearance of great injustice. The 13th section of the Bill of Rights extends the protection of the constitution to the prevention of injury to the property of the citizen without compensation, and secures the right of trial by jury in all cases where compensation is to be made for private property taken or injured by others than the State.

In this connection it may be proper to ask the attention of the General Assembly to the propriety of passing a law under which the Governor, or trustees or commissioners who may be appointed to procure lands for the erection of buildings for the public, or materials to be used in the construction of such public buildings, may ascertain the proper compensation to be paid for lands or materials, when required. Such a law would enable the officer or person charged with the duty to defeat combinations adverse to the State, and at the same time do complete justice to the owners of the property required. From such examination as I have been able to give to existing statutes, I am persuaded that with improvements which will bring them into conformity with the constitution, and the addition of provisions for summoning a jury to ascertain the value of property taken, or the extent to which it is injured, when a jury is demanded for that purpose, they will be entirely sufficient for all the purposes for which such laws are needed.

The subject is well worthy of prompt attention, as it is doubtful

if there is now any legal method by which private property can be taken for the use of railway corporations, or for similar purposes.

THE JUDICIARY.

The amended constitution provides for a Supreme Court, to consist of seven Judges; for Circuit Courts with original jurisdiction in all cases in law or equity, and appellate jurisdiction as may be provided by law; county courts for each county; and justices of the peace and a special judicial organization for Cook county.

The courts created by the constitution are equal to the present wants of the State, and will probably be sufficient for many years to come, but some legislation will be required to promote their usefulness, and equalize the judicial service throughout the State. The duty of equalizing the judicial circuits is entrusted to the first session of the General Assembly that shall assemble under the constitution, and as many of the Judges are now unable to dispose of the business of their circuits, it cannot be too promptly performed.

By the 28th section of the 6th article of the constitution, it is made the duty of the Governor to appoint all the justices of the peace *in the city of Chicago*. Doubts have been suggested as to the proper construction to be given to the language of this section. There are a number of justices of the peace in the city of Chicago, elected under the provisions of the law providing for the election of police magistrates, and also under the general laws of the State, who are *in the city of Chicago*. The doubt is, whether the Governor is to appoint the police justices alone, or whether his authority extends to the appointment of all the justices *in the city*.

It would be judicious for the General Assembly to determine the extent of the appointing power, and to regulate the matter of recommendations by the judges of the courts, and of the appointment by the Governor, by law. I know of no duty entrusted by the constitution to the Governor that demands more careful attention, or that more deeply concerns the welfare of a large class of persons, than the appointment of justices of the peace who are to administer justice in the greatest city of the State. Any law upon this subject ought to provide that the judges shall furnish to the Governor, not only their personal opinion of the fitness of the persons recommended, but such other information in regard to them as he may require; that such recommendation should be furnished by a day named in the law, and that a reasonable time thereafter shall be allowed to the Governor to investigate the character and fitness of the persons recommended. In order to remove all temptation to corruption and oppression, the justices of the peace appointed should receive fixed salaries, to be paid from the proper treasury; and if fees are to be collected from parties, they should be paid into the city or county treasury, as the case may be.

CRIMINAL JUSTICE.

The unrestricted interference of private persons in the administration of criminal justice tends to deprive the laws and institutions of

the State of public confidence and respect. It is now established, by usage, to be the right of individuals and corporations, whose property may have been the subject of criminal injuries, to introduce their private counsel into the management of public prosecutions, and in such cases the officer of the law whose duty is not to convict the party accused, but to enforce the law and vindicate justice, is practically superseded by counsel who represent private purposes, if not personal resentments and passions. Under such circumstances, the solemn inquest organized to determine facts and enforce the law, is degraded, and becomes a struggle between private parties influenced by personal feelings, while considerations of justice and truth are forgotten.

Instances have occurred in the State where men without property and friends have been suspected of crime ; they have been, when about their daily business, tracked and watched by detectives ; they have been arrested and indicted, and confronted with declarations made in unguarded moments ; they have been prosecuted by experienced and able members of the legal profession on private retainers, and their defense assigned by the court to an altogether inexperienced and incompetent attorney, and a conviction has followed with almost inevitable certainty. Cases like these, occurring as they often do, suggest the inquiry whether the right of private counsel to take part in criminal prosecutions should not be made dependent upon the discretion of the court, upon the application of the State's Attorney, and whether such counsel should not be required, before doing so, to take an oath to discharge the duties of public prosecutor without favor or prejudice, with a true and only intent to do justice and enforce the law.

The employment of detectives in aid of the enforcement of the laws, is painfully suggestive of a rapid approach to that condition of social and political helplessness, where the people, without confidence in the laws of the land, or in the agents appointed to execute and enforce them, surround themselves with spies, and eagerly await the coming of a master, who, by his own vigor, will give protection to their persons and property. The recognized existence of a class of persons, self-appointed, who take no oaths and give no bonds to secure their fidelity to the laws, or to indemnify parties they may injure, whose authority to pursue, watch and arrest, seems undefined, and whose jurisdiction is without boundary, is an anomaly in a land of law. If necessary, they should be licensed or commissioned and subjected to control ; if useless and mischievous, as I think they are, they should be repressed.

PARDONS.

The subject of pardons to persons convicted of crime is so intimately related to the general subject of the administration of criminal justice, that though the constitution now in force does not require the Governor to report the names of persons pardoned, etc., as was heretofore his duty, still it is too important to justify silence in respect to it, in a communication like this.

It is within the power of the General Assembly to provide legal regulations as to the manner of applying for pardons, but my expe-

rience does not enable me to suggest anything that I think can be done that will be likely to prevent abuses that are incidental to the exercise of this mere discretionary power. Any person unfamiliar with the exercise of the pardoning power, and with the various methods employed to deceive or impress the executive, will often be induced to grant pardons under improper circumstances. Criminals of one class are able to employ the influence of persons in the highest stations, while those of another will rely upon the powerful intercession of a wife or a mother, or the almost irresistible agency of ill-clad, homeless children, whose wretched condition is an appeal that can hardly be resisted, except in the cases of the worst of men. In cases like these, compassion will sometimes confuse or overcome the judgment, and others present themselves where justice and public policy alike dictate pardons.

To illustrate the operation of these various feelings and motives, I will lay before the General Assembly a list of the names of all persons pardoned by me, from which it will be seen that the number of pardons granted from the 11th day of January, 1869, to the 11th day of January, 1870, is—

From the Penitentiary.....	108
From the Bridewell, Chicago.....	1
From the Reform School, Chicago.....	2
From County Jails.....	7

Total.....	118
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The number of pardons granted from the 11th day of January, 1870, to the 1st day of January, 1871, is—

From the Penitentiary.....	60
From the Bridewell, Chicago.....	1
From County Jails.....	5

Total.....	66
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It is due to candor that I should say that in some instances, I have granted pardons on account of a conviction that the provision made by the law for the defense of the poor and friendless, charged with the commission of crimes, is not equal to the requirements of the civilization of which we boast.

STATE FINANCES.

The reports of the Auditor and Treasurer show that the finances of the State are in a satisfactory condition.

For a third of a century the people of the State have borne the burdens of taxation to meet and provide for the payment of debts that were created under circumstances so delusive as to blind the most far-seeing public men of the period; but they may be congratulated that they are very near the end of the struggle, and that the time is at hand when "the State debt" will be fully paid. The struggle has been a severe one, and we have left us but the lesson that States, like individuals, will consult their interests and safety by obeying the law, "pay as you go."

The report of the Auditor shows that the total State debt, outstanding on the 30th day of November, 1870, was \$4,890,937 30. There is in the State Treasury, applicable to the payment of the public debt, \$3,082,104 22; the balance of the State debt, over and above the sum last named, is, therefore, \$1,808,833 08. This comparatively small balance will be provided for without any additional taxation.

The carefully prepared statements of the Auditor and Treasurer furnish complete information as to the finances of the State, and fully warrant my expectation that the State will be soon entirely free from debt. I commend the suggestion of the Treasurer, as to the payment of the remainder of the State debt in coin, to your favorable consideration. It is far better to adopt such a course, than that the money of the State should remain in the treasury unemployed.

I respectfully ask that the proposed bill for a revenue law, prepared by the Auditor, under the advice and to meet the wishes of the Board of Equalization, may receive a careful and candid consideration. It is not claimed to be perfect, but it undoubtedly possesses great merit as the work of practical men of extensive experience.

The report of the Auditor suggests that difficulties have arisen in the practical execution of "An act to fund and provide for paying the railroad debts of counties, townships, cities and towns," and he points to the possibility of a conflict between certain provisions of the act and the existing constitution of the State. The whole law, its principles and details, are, in my judgment, violative of the just theories of taxation and of the constitution of the State, and has been in practice a delusion and a snare to the people. The proper course to be pursued is, to repeal the law at once.

REVENUE.

It has been settled that one of the most difficult legislative achievements is a satisfactory revenue system. Still, there are certain principles of taxation that are generally conceded to be sound, and the constitution of the State contains provisions designed to establish and enforce them.

It is provided in the 11th article of the constitution, that every person and corporation shall pay a tax in proportion to his, her or its property, which is, in substance, but the assertion of the just rule of equality of taxation. The 3d section permits the exemption of property used for certain purposes from taxation, but the exemption must be made by general law. The probable effect of this language is to abrogate all the special exemptions of the property of literary, charitable and other associations and corporations contained in many special laws. The exemption of property from taxation is against common right, and of doubtful policy. It will, however, probably remain a part of the revenue system of the State, but the general law, which is now necessary, ought to be very carefully guarded to prevent the abuse of the privilege of exemption.

The manner in which the sales of land for the non-payment of taxes have been made, has been most vexatious, and a snare to property owners—especially in cities where the demands of the public for taxes and special assessments have been so numerous, and imposed by so

many distinct and independent authorities. It will become necessary to provide, by law, for the return of all unpaid taxes and assessments, of whatever character, to some general officer of the county, having authority to receive State and county taxes, who will conduct all subsequent proceedings.

The most important provisions of the article of the constitution under consideration, and which will excite a great degree of interest and attention, are contained in the 6th section, which deprives the General Assembly of the power to release or discharge any county, city, township, town or district whatever, or the inhabitants thereof or the property therein, from their or its proportionate share of taxes, to be levied for State purposes, and requires that "all taxes levied for State purposes shall be paid into the State treasury." The 10th section also prohibits the General Assembly from imposing taxes upon municipal corporations, or the inhabitants or property thereof, for corporate purposes. The effect of these provisions is to correct serious abuses, and to put an end to a system of exemptions and indirect appropriations that is not only dangerous in principle but mischievous in practice. Large sums of money have been, by this species of indirect appropriation, given away without the knowledge of the taxpayers of the State, and in some instances to objects that had no claim upon public bounty. All laws heretofore in force, that are inconsistent with these provisions, cease to operate, and some legislation will be necessary to provide for certain classes of cases.

To enumerate all the laws made void by the provisions of the constitution, is unnecessary; but it is proper to observe that they defeat all laws exempting the property of any district, or the inhabitants of districts, from taxation; all laws appropriating the taxes of districts to the use of persons or corporations; all laws that impose taxes upon the inhabitants of municipal incorporations for corporate purposes, and also all laws that authorize or require persons appointed by the General Assembly to levy or impose taxes for municipal purposes. The provisions of the constitution suggest the inquiry whether they do not repeal all laws authorizing the Auditor to assess or order the assessment of taxes for the payment of local or corporate debts, and, if that is the true result, whether some legislation is not necessary to provide a remedy for the holders of corporate securities.

EDUCATION.

Your attention is invited to the report of the Superintendent of Public Instruction, which affords full information in regard to the important interests confided to his management. The public schools, under the influence of his administration of the existing laws, and aided as he is by the intelligent men and women throughout the State who are employed in the different literary institutions, and in the noblest and most useful of them all—the public schools themselves—have reached a degree of excellence that will compare favorably with those of any other State in the Union.

The duty of the General Assembly is defined in the clear and precise language of the first section of the eighth article of the constitu-

tion to be to "provide a thorough and efficient system of free schools, whereby all the children of this State may receive a good common school education." The duty is imperative, and extends to all the children of the State, without distinction of race or color, and I cannot better do justice to my conception of the extent and importance of this duty than by adopting the clear and just view presented by the Superintendent of Public Instruction in his report.

Happily, for the future peace and welfare of the country, odious discriminations on account of color have been blotted out of our political system, and the anti-republican prejudices that have heretofore been sufficient to defeat the demands of a portion of the people for equality of political and legal rights, have passed away with the system of slavery, and none now deny the duty of the State to provide for the education of all. The question whether children of different complexions shall be admitted to and instructed in the same schools is one of mere local and temporary interest, and may be safely left to those who vote and pay the taxes. The duty of providing a good common school education for all cannot be evaded, and when the inhabitants of the districts provide schools, alike adapted to meet the wants of all the children, the question of cost, with an improved condition of public sentiment, will finally settle all matters that relate to the selection of the particular rooms they shall respectively occupy. The time is not distant when the prejudices that now give to this subject all its importance, will have passed away; but at present legislation is necessary to protect the rights of the children of the State to the full measure of education contemplated by the constitution. The right is too essential to be left dependent upon the prejudices or caprices of the inhabitants of districts, or of the officers of schools, and suitable remedies ought to be provided by law for those who are improperly denied admission to the public schools, or who, being admitted, are deprived by teachers or others of their full, equal rights.

THE STATE EDUCATIONAL INSTITUTIONS.

The "State Normal University" was created by an act of the General Assembly, approved February 18, 1857, and its objects are declared by the act to be "to qualify teachers for the common schools of this State, by imparting instruction in the art of teaching, in all branches of study which pertain to a common school education, in the elements of the natural sciences, including agricultural chemistry, animal and vegetable physiology, in the fundamental laws of the United States and the State of Illinois, in regard to the rights and duties of citizens, and such other studies as the Board of Education may, from time to time, prescribe."

The "Industrial University," created under the authority of an act of the General Assembly, approved February 28th, 1867, was designed by law "to teach in the most thorough manner such branches of learning as are related to agriculture and the mechanic arts, and military tactics, without excluding other scientific and classical studies."

By a comparison of the statutes that define the objects of these two institutions it will be noticed that they, to some extent, comprehend

the same fields of instruction, and under constructions that may be given to the vague terms employed in the sections of the acts just referred to, may be made, by their respective managers, so much alike as to become rivals.

It is not proper that appropriations should be made from the State treasury that can be used to foster a spirit of rivalry between these institutions, or to enable the one to trench upon the proper field of instruction that has been assigned to the other. I therefore recommend that the acts creating the State Normal University and the Industrial University be carefully amended, so as to define the duties of each, and that appropriations be made to both, carefully guarded, so as to confine expenditures to well-defined legal objects. It must not be supposed from my language that I desire to limit the usefulness of these institutions, or to lower the elevated standard of education conceived by their founders, but I am aware of the possible influence of local and professional jealousies, and of the strong tendency of every public institution to outgrow the objects of its creation—to become extravagant and ambitious—and it is easier to prevent such results now, by judicious legislation, than to remedy them hereafter.

In respect to the appropriations asked for the support of the State Normal University, I beg leave to refer to the estimate made by the Board of Education, and to the report of the Commissioners of the State Board of Public Charities made thereon.

The Industrial University, under its present management, has, since the last session of the General Assembly, gained steadily in public confidence, and will hereafter be of incalculable value in the diffusion of knowledge in the departments of agriculture and the mechanic arts. It is the opinion of many practical men, that the board of management of the institution is much too large, and it has been suggested that one member from each of the seven judicial divisions of the State would make a board of management that would be equal to all the duties required, less expensive, and, probably, quite as efficient as it now is. The estimates of the amount of appropriations asked will be submitted to the General Assembly, and attention is invited to the views of the Commissioners of the State Board of Public Charities, who have given them an attentive examination.

SOUTHERN NORMAL UNIVERSITY.

The report of the Trustees of the Southern Normal University, which is laid before you, will inform you of the progress of the building they are engaged in erecting at Carbondale, and I invite your attention to the suggestions of the Trustees, though I am not able to approve of their proposition to open their school in advance of the completion of the building they have in progress.

The Trustees adopted a plan for the University building, far more expensive than was necessary; and the contract of James M. Campbell, to construct the same for the amount of the property donated, and for sixty-five thousand dollars of the appropriation, was entered into by him with a perfect knowledge that the Trustees had no bonds of Jackson county, and that there was no law that would authorize

the authorities of Jackson county to issue such bonds. I regret that I am unable to meet the wishes of the Trustees in recommending legislation for the relief of Mr Campbell. He made his contract to complete the building, after he was informed that the pretended bonds of Jackson county had no legal existence, and with the distinct understanding, inserted in the contract, that the Trustees refused to assume or undertake anything on account of any such supposed bonds. As the whole matter will require, and will no doubt undergo, an investigation by the General Assembly, I will hold the voluminous papers relating thereto in my possession until required for that purpose. After the true relations of Mr. Campbell with the State, under his contract, are understood, it will be for the General Assembly to determine what, if any, claims he may have upon the State for consideration. It affords me pleasure to bear testimony to the fact that he is heartily anxious to do his duty to the State under his contract.

THE STATE CHARITABLE INSTITUTIONS.

The institutions organized by the State for the care and education of the Insane, the Blind, the Deaf Dumb, and the Feeble Minded, all located at Jacksonville, are called to your attention with the most perfect confidence that no words of mine can add to the eagerness that is felt everywhere that the wants of these homes of the unfortunate shall be abundantly supplied.

The insane—those who are deprived of the light of understanding—are, of all others, the most unhappy; and I urge upon the General Assembly that the people of the State will insist that everything shall be done to mitigate and relieve, if possible, their sad condition. The trustees of this institution, were selected by me with the utmost care, and I have the highest confidence in their integrity and sound judgment, and I feel no hesitation in approving their estimate of the amount of money that will be required to maintain the institution. The commissioners of the State Board of Public Charities make some excellent suggestions, in their report, upon the estimates made for the support of this institution, that are well worthy of consideration.

THE INSTITUTION FOR THE EDUCATION OF THE BLIND.

Soon after the adjournment of the last session of the General Assembly the building that belonged to this institution was, unfortunately, destroyed by fire. With the proceeds of the insurance that the trustees had effected, and by other means that are explained in the report, the trustees have erected a neat and substantial building upon the site of that destroyed, and are prosecuting the work that has been committed to them by the State. The management of the trustees, in view of their loss, has been extremely judicious, and they deserve the thanks of the representatives of the people for their fidelity to their sacred trust. They ask an appropriation of \$20,000 per annum, for the current expenses of the institution, and I recommend its allowance.

THE INSTITUTION FOR THE EDUCATION OF THE DEAF AND DUMB.

The report of the trustees of this institution shows that it is in a satisfactory condition, and I feel justified in expressing the belief that it is managed judiciously and economically. The trustees ask appropriations, as follows:

For current expenses, per annum	\$56,250
“ repairs.....	2,000
“ insurance	500
“ library, per annum.....	500
“ relaying floor.....	2,000

The estimate for the sum of two thousand dollars, for relaying floor, is no doubt necessary; the others are usual and proper, and I recommend their allowance.

It affords me pleasure to express my satisfaction with the conduct of the Trustees and Superintendent of this institution, and bespeak for them the confidence of the General Assembly.

INSTITUTION FOR FEEBLE-MINDED CHILDREN.

This institution, established by the act of the General Assembly, approved February 15th, 1865, is no longer an experiment; its usefulness is demonstrated, and it must hereafter rank as one of the most interesting of the charitable institutions of the State. The labors of the Commissioners of the Board of Public Charities have developed the unexpected and startling fact, that there are in the State of Illinois nearly two thousand idiotic persons, and that though many of them are incapable of instruction or improvement, a large proportion may be, by the employment of means adapted to their intellectual condition, made equal to the performance of many of the simpler duties of life. Such a degree of culture and advancement is relatively of the greatest consequence, both to the unfortunates themselves and to those who are responsible for their care.

As the proper conclusion to what I have already said, I feel it to be my duty to urge upon the General Assembly to make special provisions for an institution for the education of feeble-minded children, which will be sufficient for a much larger number than are now under training. To do this, it will be necessary to make an appropriation for the purchase of suitable grounds, and the erection of such buildings as may be required for the purpose. And in this connection, I deem it proper to inform the General Assembly that I cannot recommend the location of the institution proposed at Jacksonville, nor that any further expenditures be made at that point, either for the erection of new buildings, or for extensive repairs upon those that are now in use. The scarcity of water at Jacksonville is so serious as to be the subject of constant complaint, and there is no reasonable prospect of an adequate supply. If the existing institutions are to be hereafter maintained, or if new buildings are to be erected at Jacksonville, an appropriation ought to be made to secure an ample supply of water. It is not just that the State should expect that the inhabitants of that

city should incur the large expense necessary to meet the wants of the institutions of the State.

THE SOLDIERS' ORPHANS' HOME.

The report of the Trustees of the Soldiers' Orphans' Home shows that this institution, established and maintained by the State for the destitute orphans of soldiers, is doing its good work well. I commend the report to the attention of the General Assembly, with the confident belief that appropriations will be made that will be adequate to all the real wants of the institution.

OTHER INSTITUTIONS.

The "Soldiers' College," at Fulton, Whiteside county, which has rendered valuable service in the gratuitous education of honorably discharged soldiers, and the "Chicago Eye and Ear Infirmary," which has afforded relief to many unfortunate persons from all parts of the State, have both been aided by appropriations from the treasury of the State. Whatever may be my anxiety to continue to assist these eminently useful institutions, I am compelled to the conclusion that the 20th section of the 4th article of the constitution prohibits further appropriations from the State treasury for their benefit.

The reports of the Trustees of the Asylum for the Insane, in process of erection at Anna, Union county, and the Northern Illinois Hospital and Asylum for the Insane, at Elgin, show the progress of the trustees in the construction of their buildings. Lands have been acquired for the use of these hospitals, and one wing of the building at Elgin will be completed within this year. The Trustees of the Asylum at Anna have not progressed as rapidly. I respectfully suggest that the number of the trustees of the southern institution be reduced to three. The General Assembly, in view of the necessities of the State for additional provision for the insane, will, no doubt, make liberal appropriations for the completion of these buildings, and for furnishing and maintaining them after they are completed.

THE BOARD OF COMMISSIONERS OF PUBLIC CHARITIES.

It is a fit conclusion to my recommendations that relate to the State institutions to allude to "The Board of Commissioners of Public Charities," created by an act of the General Assembly, approved April 9th, 1869. The State institutions had increased so rapidly in number and importance, and the amounts required from the treasury for their support had become so large, and required such a degree of attention, that the creation of a board of visitation and inspection, with ample powers, became a necessity. To meet this necessity the act referred to was passed, and other powers were given to the Board of the most important character. I submit the reports prepared under the direction of the Board for the information of the General Assembly.

The general report is filled with information collected with care from reliable sources in relation to the general subjects of crime, pau-

perism, insanity, and others of like character, and also presents the results of the examinations made by the Board of the institutions receiving State aid, and of the inspections made by the members personally of the jails, poor houses, etc., in the different counties, and also statistics of the most valuable character. The earnest, patient and unselfish labors of the commissioners deserve the warmest thanks.

The second report contains the results of the examination made by the commissioners of the estimates of the trustees and managers of the State institutions. At my request the commissioners undertook to investigate the whole subject of appropriations to the State institutions, and I ask especial attention to the report that presents their conclusions.

THE PENITENTIARY.

I have the honor to submit to the General Assembly the report of the Penitentiary Commissioners, for the year ending December 1, 1870, and will also furnish all the sub-reports submitted to me with their report, for the year ending December 1, 1869, the report for that year being mislaid.

The management of the penitentiary concerns every interest in the State, for whether it is considered as an agency for the reformation, or for the detention and punishment, of criminals, or as a large and burdensome public establishment, it must attract the attention of the people and claim the thoughtful consideration of the General Assembly. Two leading systems for the management of the penitentiary have their advocates, and divide public opinion—the “lease system,” which was followed in the earlier history of the State, and that of the “State control,” which was first adopted in the State, under the authority of the act of June 28th, 1867. The final results of the lease system, and the situation of the penitentiary when it closed, were forcibly described by my predecessor in his last message to the General Assembly. He says, “the State, for the first time, occupied its own penitentiary on the first day of July, 1867. Up to that time \$1,075,000 had been expended in its erection. The commissioners found, on their arrival there to take charge of it for and in the name of the State, the walls, wings containing nine hundred cells, warden’s house, some shops and other property inside, amounting to \$54,525 53. A thousand and fifty-eight convicts were to be promptly provided for, fed, clothed and put to work.”

The commissioners appointed by the Governor under the authority of the act of June 28th, 1867, made their first report on the first day of December, 1868, from which it appears that the number of convicts then confined in the penitentiary was 1162, and that the entire expense of its management from the first day of July, 1867, to the first day of December, 1868, was \$463,569 60; that the property of the State then in their possession, including the amount of \$52,977 39, outstanding accounts, was of the value of \$479,175 17, and that the current debts of the institution amounted to the sum of \$80,070 89. In June, 1869, I visited the penitentiary, and met the commissioners and warden, and learned that it was believed by them that the debts of the insti-

tution were under-estimated in the report of December 1, 1868, or that they had rapidly increased between the date of that report and the first day of May, 1869, when Mr. George W. Perkins, then warden, assumed the management of the institution. In July, 1869, I again visited the penitentiary, accompanied by Hon. O. H. Miner, late auditor, and Samuel T. Major, Esq., of Carlinville, an experienced accountant, and after receiving the report of the result of a partial examination of the books and papers of the institution, made by them, I formed the opinion that the property included in the inventory of December 1, 1868, had depreciated in value, that the amount of the debts due on that day was greatly under-stated, and from my own observation I concluded that the commissioners differed so widely upon important points in the management of the institution, that its administration was deficient in that degree of unity and energy that was essential to success.

It is due, however, to the commissioners, that it should be stated that their differences were those of honest men, zealous for the success of their management, and the evil was incurable, because they were responsible to no authority to which they could directly appeal. This disagreement between the commissioners produced an injurious effect upon the discipline of the penitentiary. It diminished the sense of responsibility in the employees, and affected the productiveness of the labor of the convicts, and will, I think, account to a great extent for the failure of the present management to achieve success. I did not investigate the grounds of the difference between the commissioners, being without authority to adjust them. I deemed it judicious to leave the responsibility with those to whom it was confided by law.

Upon an examination of the report of the commissioners it will be seen that the whole number of convicts in the penitentiary on the first day of December, 1870, was 1339, an increase in two years of 177, and it may be expected that the number will, within the next six months, be increased to upwards of fourteen hundred. The reports of the commissioners of the penitentiary, and of the warden and other officers, will afford all the information needed as to its financial condition; and as the whole subject will undergo the strictest investigation by the General Assembly, they are transmitted herewith for that purpose. Certain facts, however, in respect to the penitentiary, cannot be overlooked by the General Assembly, and legislation must be adopted to meet them.

The General Assembly, at its last session, appropriated for the purpose of maintaining and carrying on the penitentiary, defraying the expenses of feeding, clothing, etc., \$300,000, and on the 28th day of July, 1870, Messrs. Reid and Washburn, commissioners, addressed me a communication, in which they informed me that the appropriation of 1869 was nearly exhausted—only \$10,000 remaining in the treasury—and that it would require the sum of \$60,000, in addition, in order to properly maintain the institution until another regular session of the Legislature. This communication presented to me the alternatives of attempting to convene the General Assembly, the members of which were elected in 1868, permitting the necessary wants of the penitentiary to remain unsupplied and risking the consequences,

or of raising an amount of money that would meet the actual wants of the prison and continue it in operation until the regular session of the General Assembly. I chose the latter course, deeming it preferable to incurring the expense of a session of the General Assembly, or to fail to make proper provision for the necessary expenses of the institution. I, therefore, on the second day of August, 1870, deposited to my own credit with the bank of J. Bunn, Springfield, Ill., the sum of \$39,023 78—the proceeds of a draft drawn in my favor by the Treasurer of the United States in part payment of the claims of the State—subject to the order of the Penitentiary Commissioners, their drafts to be submitted to me for my approval. They have drawn, of this sum, thirty-nine thousand dollars, as appears by the report of their treasurer, which, added to the sum appropriated, makes \$339,000. With respect to the application of the money of the State, received from the United States, to the maintenance of the penitentiary, it must be said that it was done without authority of law, and whether the act deserves the approval or reprehension of the General Assembly, depends upon its judgment of the force of the reasons that influenced my action.

The appropriation of the public money without authority of law is, of itself, of such consequence, and is so dangerous as a precedent, that I have thought it proper to submit the matter to the General Assembly, and if the exigency justified the act, I should be indemnified by a law to be passed for that purpose. If the act was, in the judgment of the representatives of the people, under all the circumstances, without sufficient justification, it is proper that it be condemned and repudiated. I present this view of the subject to the General Assembly, for the reason that the people have adopted a constitution which every department of the government is bound to enforce, and none of its provisions are more salutary than that which prohibits the application of the public money without authority of law; yet exigencies may arise when executive officers are required to take responsibilities and trust to the approval of that department in which the law-making power resides, and if that approval is withheld, the officer must accept the responsibilities of his acts, which, in a case free from criminal intent, would be to restore the money illegally employed to the treasury of the State.

The natural question will present itself to the General Assembly, what is the present condition of the penitentiary, and what policy shall be adopted to secure its future usefulness? The institution contains 1339 convicts. The Commissioners report property on hand valued at \$506,356 69; debts due the institution \$155,289 59; and admit an indebtedness of \$332,832 13, which must be paid, as the honor and the interests of the State alike demand it; and if the present system of State control is to be continued, there ought to be an appropriation of at least \$150,000 in addition, to remain in the treasury to meet the possible contingencies of two years' management. The lease system, which will be urged, will not, if adopted, relieve the State of the payment of the debts of the institution, and will also involve the sacrifice of a large portion of the property of the State now in use or held at the penitentiary. It also rejects considerations of humanity and all

reasonable hope of the reform of the convicts, and overlooks the fact that experience has shown that lessees will find methods, whatever may be the changes and embarrassments of business, to secure profit to themselves and throw their losses upon the State.

There is no doubt that the penitentiary may, under the system of State control, be made self-sustaining—that is, be made to pay the expense of feeding, clothing and guarding the prisoners; the salaries of the officers created by law, should be settled at the treasury, as are the salaries of all the other officers of the government, and the expenses of returning discharged convicts to their homes, and of citizens' clothing furnished discharged convicts, that are not properly chargeable to the penitentiary, should be otherwise provided for. To give success to the management, it is necessary, in my judgment—

1. To make some single officer of the State responsible for its management, and confer upon him all needful powers of control. The responsibility of Commissioners elected for six years, is too remote, and when differences arise between them, they have no common superior ;

2. To disconnect the prison management from partisan politics, that the responsible officers may appeal to the confidence and demand the support of all the people of the State ;

3. To authorize the payment of such salaries to the warden, deputy warden, and necessary clerks, as will secure the services of the most capable men.

The Commissioners cannot be expected to devote their whole time to the management of the business affairs of the penitentiary ; these must be entrusted to the warden. Commissioners are necessary to overlook the discipline of the prison ; to inspect and regulate all the details of its management *as a prison*, as auditors of the accounts of the officers and employees ; but as a financial business establishment it can be managed well only by a business man of the largest capacity and experience, who is responsible ultimately to an officer who will accept nothing short of success.

It must not be concluded, from what I have said, that the management of the penitentiary deserves the severe criticisms to which it has been from the very outset subjected. The penitentiary was suddenly thrown upon the care of the State by the able business men who were the lessees of the institution, for no other reason than that they could not longer carry it on without severe loss to themselves, even when the salaries of Commissioners, money paid and clothing furnished discharged convicts, and the value of all permanent improvements, were reimbursed them from the treasury. It ought to be remembered that the Commissioners, when they assumed its management, were without experience, and, like almost every other person in the State, underestimated the magnitude of its business interests ; that the reputation of work done in the penitentiary, with some exceptions, was so low that it was difficult to dispose of it freely without a large sacrifice ; that like every other extensive business interest, that of the penitentiary has felt the steady and constant depression of values of all kinds, that has often compelled the sale of manufactured products at less than the cost of the raw material of which they were made ; and that

the financial management has been fiercely assailed, to the great injury of its credit, and subjecting it often to serious embarrassment. I am satisfied that investigation will show, notwithstanding the errors that I have so freely commented upon, that the management for months past has steadily improved; that the discipline now deserves the highest praise; and that the integrity of the Commissioners and warden is above all reasonable suspicion.

THE REFORM SCHOOL.

By an act of the General Assembly, approved March 5th, 1867, provision was made for an institution to be known as the "State Reform School," under the management of five trustees, to be appointed by the Governor. The trustees appointed entered upon the discharge of their duties, and afterwards selected an appropriate site for their contemplated building near Pontiac, in the county of Livingston, and have proceeded to make arrangements for the reception of the classes of persons for whose detention and reformation the institution was designed.

The necessity for a prison for juvenile offenders is severely felt, and great hopes have been entertained that the institution at Pontiac would not only be a proper place for the confinement of many young persons who are now detained in the State Penitentiary, but also for many who are, under existing laws, confined in the jails; and it was also claimed by many that it might be made a reform school, like institutions of that name in Ohio and others of the States. I have never had the greatest confidence in the scheme of uniting a mere reformatory with a prison for juvenile criminals, and am now of opinion that if that has been at any time contemplated by the trustees of the Reform School at Pontiac, it will necessarily be abandoned at no distant day. The report of the trustees will be laid before the General Assembly, and attention is respectfully asked to their recommendations.

THE NEW STATE HOUSE.

The report of the Commissioners of the new State House shows that satisfactory progress is being made in the work. The detailed statement of all the transactions of the Board, presented with the report, shows that they have discharged their duty with fidelity.

Suggesting the necessities growing out of the difficulty of providing for the comfortable accommodation of the largely increased number of members of the General Assembly under the new constitution, the commissioners recommend that the sum of \$300,000 be appropriated for the years 1871 and 1872, and with that sum they believe that the new State House can be made ready for the use of the Twenty-eighth General Assembly. Before the present session expires, the General Assembly will be satisfied of the necessity of an early completion of the new State House, but it will also discover that the appropriations demanded will swell to an amount that will severely tax the patience of the people. The only means for raising money permitted by the constitution, is taxation, and appropriations for the new State House, whatever may be the necessities for its early use,

ought to be kept within limits that will not be too burdensome to the tax payers of the State.

CANALS.

The Report of the Canal Commissioners, charged with the Improvement of the Illinois River, is submitted to the General Assembly. The Commissioners have prosecuted their work with commendable energy, and their report, with the accompanying explanations, will show the progress they have made. The Commissioners have clearly comprehended the spirit and object of the law under which they were appointed, and have judiciously and economically applied the appropriations under their control. The subject of the further improvement of the Illinois river will be presented to the General Assembly, and deserves the most attentive examination. The information contained in the report concerning the "Wabash River Improvement," is especially gratifying.

The Report of the Trustees of the Illinois and Michigan Canal will also be laid before you, and will afford clear information of the affairs of the canal. It is probable, that upon a careful examination of the act of February 16th, 1865, and of the information that will be furnished of the amount and character of work done under the authority of the city of Chicago, some further legislation will be necessary to protect the interests of the State.

ADJUTANT GENERAL.

The Adjutant General's report presents a statement of the condition of his office, and is submitted for the consideration of the General Assembly.

CONCLUSION.

In concluding a communication that is already extended to more than the usual length, and that yet only refers to a portion of the matters that will demand the attention of the General Assembly, I think it proper to say that the resentments and passions produced by the great events of the past decade having almost subsided, and the minds of the people being again turned to the peaceful and quiet duties of citizens of a free State, it may be hoped that their representatives will cordially unite in every measure for the correction of abuses, and for the establishment of the principles of economy and responsibility in every department of the Government.

But ten years have passed away since the commencement of the struggle that has cost so much, and that has produced such marvelous changes in our national life, and though the main results of the contest are such as must gratify every patriot, yet it must be confessed that while the attention of the people was engrossed in the contemplation of the momentous scenes that were being enacted in their presence, many abuses crept into the civil administration. The country, familiarized with the quick and decisive rule of armies, has become somewhat impatient of the slower and less energetic methods that characterize the reign of law, and the people, immersed in the pursuits

that promise wealth, have lost something of that passionate love of liberty, and that jealousy of power, which was once the characteristic of our countrymen.

The present General Assembly has convened at a time when all political reforms are still possible. It may remedy all wrongs within the reach of legislation; it may win back public confidence in the efficiency of wise and wholesome laws; it may contribute to revive the affection and respect of the people for the government of the States; it may check the usurpations of organized wealth; it may, by its influence as the representative electoral body of one—and not the least important—of the States of the Union, influence the Federal Government to confine its action to the strict limits of the Constitution, to establish and enforce economy and uproot corruption in all the departments of its administration, to respect the rights of the citizens, and to refuse to submit to the demands of the greedy hordes who clamor to be enriched from the property and the labor of the people.

In all the patriotic efforts of the General Assembly to advance the welfare of the State, I will be happy to co-operate, only anxious to share with them the approval of our common constituency.

JOHN M. PALMER.

The President of the Senate then made the following appointments:

SENATORS: I have appointed the following named Pages of the Senate, to serve during good behavior during the present session:

- | | | |
|--------------------|-------------------|--------------------|
| 1. Daniel Tuttle, | 4. Austin Harlow, | 6. Willie L. Loyd, |
| 2. George McManus, | 5. Sumuel Edsall, | 7. Otto Helmle. |
| 3. Chas. Strevell, | | |

For Policemen of the Senate:

- | | |
|----------------|---------------------|
| 1. N. B. Ames. | 2. G. M. Dougherty. |
|----------------|---------------------|

For Mail-carrier of the Senate:

Emanuel DeFrates.

Janitors:

- | | |
|-------------------|-----------------------|
| 1. Caleb Hopkins. | 2. Edward Strickland. |
|-------------------|-----------------------|

J. DOUGHERTY,

Jan. 4th, 1871.

President of the Senate.

The message was received and read, and placed on file.

On motion of Mr. Snapp,

The Senate, at 2 o'clock P. M., adjourned to 10 o'clock to-morrow morning.

THURSDAY, JANUARY 5, 1871.

Senate met pursuant to adjournment, Lieutenant Governor Dougherty in the chair.

The journal of yesterday was being read, when,

On motion of Mr. Crawford,

The further reading of the same was dispensed with.

Justice Sidney Breese administered the oath of office to Senator McNulta.

Mr. Snapp offered the following resolution :

Resolved, That it is the understanding of this body that, according to the amended constitution, each member of the legislature is required to furnish, out of his own funds, all stationery which he makes use of, relating to his duties as such member.

Mr. Harlan moved the previous question on the adoption of the resolution.

The question being, " Shall the main question be now put ?"

The yeas and nays were ordered, and being taken,

Resulted as follows : { Yeas28
Nays22

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Harlan,	Messrs. Shephard,
Beveridge,	Holcomb,	Solomon,
Bishop,	Jackson,	Starne,
Casey,	Jewett,	Strevell,
Donahue,	Landrigan,	Underwood,
Dore,	Lanning,	Van Dorston,
Early,	Marsh,	Voris,
Epler,	Nicholson,	Williams,
Fuller,	Richardson,	Woodard.
Gibson,		

Those voting in the negative are,

Messrs. Bangs,	Messrs. Hunter,	Messrs. Senter,
Boyd,	Kerr,	Snapp,
Bush,	Langley,	Tincher,
Crawford,	Little,	Vaughn,
Eddy,	McNulta,	Washburn,
Edsall,	Pierce,	Whiting,
Flagg,	Reddick,	Wilkinson.
Hampton,		

So the motion, that the main question be now put, was agreed to.

The question being on the adoption of the resolution,

The yeas and nays were ordered,

Which resulted as follows : { Yeas44
Nays 5

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Crawford,	Messrs. Early,
Beveridge,	Casey,	Eddy,
Bishop,	Donahue,	Edsall,
Boyd,	Dore,	Epler,

Messrs. Flagg,
Fuller,
Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,

Messrs. Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Shephard,
Solomon,
Starne,

Messrs. Strevell,
Tincher,
Underwood,
Van Dorston,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Jewett,

Messrs. Little,
Snapp,

Mr. Vaughn.

Not voting—Mr. Bush.

So the resolution was agreed to.

The President announced to the Senate that he had appointed the following Senators a committee on rules, viz :

Senators Epler, Fuller, Snapp, Shephard, Beveridge, Alexander and Holcomb.

Mr. Van Dorston offered the following resolution :

Resolved, That all stationery and material necessary to be used by the Senate and Clerks of the committees, in their official capacity, shall be obtained by the Secretary of the Senate, and that he report the amount obtained, with the price thereof, to the committee on finance, from time to time, as requested by the Chairman of said committee, to the end that a law may be framed to obtain an appropriation for the payment of the same.

On motion of Mr. Washburn,

The resolution was

Laid on the table by the following vote : { Yeas 31
Nays 19

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Bush,
Casey,
Donahue,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Lanning,
Little,
Pierce,
Senter,
Shephard,

Messrs. Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bishop,
Crawford,
Dore,
Early,
Eddy,
Fuller,

Messrs. Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,

Messrs. Reddick,
Richardson,
Snapp,
Van Dorston,
Wilkinson,
Williams.

So the resolution offered by Mr. Van Dorston was laid on the table.

Mr. Bishop offered the following resolution, which was read by the Secretary :

Resolved, That the Secretary of State be requested to furnish to this Senate, as early as possible, the following information :

1. The actual cost to the State, for the years 1868 and 1869, of the registers and blanks distributed for the purpose of carrying out the election registry law.
2. The express charges thereon, if paid here; if not paid here, the estimated amount thereof.
3. The amount paid to the boards of registry and their clerks in this State, during those years, as nearly as can be estimated or ascertained.
4. All other expenses of operating said law.

Mr. Snapp offered the following resolution, which,

On motion of Mr. Pierce,

Was made the special order for Monday next, at 10 o'clock A. M.:

Resolved by the Senate, the House of Representatives concurring therein, That a joint committee, of two on the part of the Senate and three on the part of the House, be appointed to take into consideration the subject of the official reporting of the proceedings of the present session.

On motion of Mr. Fuller,

The following resolution was unanimously adopted:

Resolved, That the Senate now proceed to assign seats to the Senators. That, in making such assignment, the Secretary place in a box the number of each senatorial district, and that when such number shall be drawn by a page, the Senators of such district shall select their seats. That, previous to such drawing, all the seats shall be vacated, the Senators withdrawing from the bar of the Senate.

The Senate, at 11 o'clock and 5 minutes A. M., proceeded accordingly to draw seats by lot, and at 11 o'clock and 25 minutes A. M., the President announced the Senate ready to resume public business.

Mr. Epler called the attention of the Senate to the ventilation of the Senate Chamber.

Governor Dougherty presented the following report of H. Dilger, Adjutant General:

JANUARY 4TH, 1871.

HON. JOHN DOUGHERTY, *Lieutenant Governor of Illinois*:

DEAR SIR—I have, at your request, examined the mode of ventilation in the present Senate Chamber.

It is as complete as possible, under the given circumstances.

The registers open into an empty space above the ceiling, and the foul air escapes from them directly through the dome of the building.

The porters have already been instructed to keep the scuttle in the lantern continually open, so as to increase the current of air. Any other way of ventilating is, with the present system of heating, (by steam), impossible; but if the fires are carefully regulated, and the room not over-heated, as it has so frequently occurred, there can be no danger for the members.

I am, sir, very respectfully,

H. DILGER,
Adjutant General.

On motion of Mr. Dore,

A committee of three was appointed to confer with the architect.

The President appointed as committee to confer with General Dilger, Messrs. Dore, Epler and Tincher.

Mr. Tincher offered the following resolution:

Resolved, That the committee on judiciary, when formed, at its earliest convenience, be instructed to report a bill repealing as much of the registry law as re-

quires a registry of voters in all counties, towns and cities, except in cities where the population exceeds twenty thousand.

Which,

On motion of Mr. Fuller,

Was referred to the committee on judiciary.

On motion of Mr. Beveridge,

The following resolution was adopted :

Resolved, That the President of the Senate be requested to invite the clergy of this city to open the session of the Senate each morning with prayer to Almighty God.

On motion of Mr. Fuller,

At 11.38 A. M., the Senate adjourned to 10 o'clock to-morrow morning.

FRIDAY, JANUARY 6, 1871.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Wilkins.

The journal of yesterday was being read, when,

On motion of Mr. Harlan,

The further reading of the same was dispensed with.

A message from the House of Representatives, by Mr. Reese.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit :

Resolved, That the Clerk of the House of Representatives inform the Senate that the House of Representatives has met and organized, by the election of Wm. M. Smith, Speaker; Daniel Shepard, Clerk; Jasper N. Reece, First Assistant Clerk; Eric Johnson, Second Assistant Clerk; S. R. Hay, Third Assistant Clerk; W. W. Lowdermilk, Enrolling and Engrossing Clerk; C. C. Kohlfaat, First Assistant Enrolling and Engrossing Clerk; Wm. P. Squires, Second Assistant Enrolling and Engrossing Clerk; C. T. Heydecker, Third Assistant Enrolling and Engrossing Clerk; W. A. Moore, Doorkeeper; G. Wetzlau, First Assistant Doorkeeper; Henry Plasnick, Second Assistant Doorkeeper; J. W. Ayers, Postmaster; W. F. Wilton, Assistant Postmaster; and that they are now ready for legislative business.

On motion of Mr. Snapp,

The following resolution was adopted :

Resolved, That the committee on expenses of General Assembly, are hereby instructed to ascertain and report what committees of the Senate require clerks and committee rooms.

On motion of Mr. Bishop,

The following resolution was adopted :

Resolved, That the Secretary of State and Auditor be requested to furnish to the Senate, as early as possible, the following information :

1st. The actual cost to the State for the years 1868 and 1869, of the registers and blanks distributed for the purpose of carrying out the election registry law.

2d. The express charges, if paid here; if not paid here, the estimated amount thereof.

3d. The amount paid to the boards of registry and their clerks, in this State, during those years, as nearly as can be ascertained or estimated.

4th. All other expenses of operating said law.

Mr. Underwood offered the following resolution :

Resolved, That a standing committee on constitutional reform be appointed by the Senate, to consist of thirteen members, to which may be referred, in the discretion of the Senate, all such measures as are designed to carry out the reforms required by our new constitution, and such acts of legislation as are necessary and proper to adapt our statutes to the provisions thereof.

On motion of Mr. Tincher,

The above resolution was referred to the committee on rules.

On motion of Mr. Fuller,

The following resolution was adopted :

Resolved, That the committee on revision of rules are instructed to print their report before the same is presented to the Senate.

Mr. Fuller presented a list of the standing committees as agreed upon by the Senate, which were then announced, as follows, by the President :

Judiciary.—Boyd, chairman ; Underwood, Jewett, Van Dorston, Bangs, Eddy, Langley, Snapp, McNulta, Bishop, Epler, Lanning, Richardson.

Railroads and Warehouses.—Fuller, chairman ; Flagg, Snapp, Edsall, Crawford, Tincher, Woodard, Nicholson, Pierce, Harlan, Shephard, Casey, Jackson.

Finance.—Crawford, chairman ; Senter, Tincher, Fuller, Kerr, Pierce, Starne, Williams, Reddick.

Revenue.—Van Dorston, chairman ; Wilkinson, Beveridge, Senter, Fuller, Hunter, Gibson, Solomon, Washburn.

Expenses of General Assembly.—Tincher, chairman ; Pierce, Crawford, Alexander, Little, Landrigan, Starne.

Municipalities.—Edsall, chairman ; Underwood, Jewett, Kerr, Donahue, Langley, Voris, Casey, Richardson.

Insurance.—Early, chairman ; Eddy, Woodard, Hunter, Donahue, Wilkinson, Richardson, Holcomb, Epler.

Corporations.—McNulta, chairman ; Bangs, Underwood, Hampton, Whiting, Langley, Harlan, Williams, Shephard.

Banks and Banking.—Alexander, chairman ; Jewett, Boyd, McNulta, Wilkinson, Epler, Lanning.

State Charitable Institutions.—Pierce, chairman ; Beveridge, Fuller, Eddy, Strevell, Crawford, Bush, Solomon, Epler.

Penal Institutions.—Snapp, chairman ; Marsh, Tincher, Crawford, Early, Little, Voris, Lanning, Bishop.

Reformatory Institutions.—Strevell, chairman ; Early, Nicholson, Flagg, Donahue, Holcomb, Gibson.

Public Buildings.—Marsh, chairman ; Nicholson, Crawford, Flagg, Donahue, Early, Starne, Gibson, Jackson.

Education.—Flagg, chairman ; Woodard, Langley, Senter, Pierce, McNulta, Washburn, Landrigan, Bush.

Canals and Rivers.—Dore, chairman ; Whiting, Snapp, Edsall, Langley, Kerr, Crawford, Reddick, Williams, Shephard.

Apportionment.—Beveridge, chairman ; Fuller, Hunter, Crawford, Kerr, Pierce, Tincher, Strevell, Hampton, Alexander, Van Dorston, Flagg, McNulta, Dore, Bishop, Reddick, Washburn, Bush, Epler.

Agriculture and Drainage.—Nicholson, chairman; Whiting, Underwood, Bangs, Strevell, Jackson, Solomon.

Manufactures and Mining.—Whiting, chairman; Dore, Marsh, Underwood, Little, Lanning, Reddick.

Counties and Township Organization.—Wilkinson, chairman; Boyd, Hunter, Hampton, Eddy, Holcomb, Washburn.

Fees and Salaries.—Bangs, chairman; Beveridge, Van Dorston, Underwood, Snapp, Alexander, Senter, Landrigan, Solomon.

Printing.—Hampton, chairman; Fuller, Edsall, Tincher, Vaughn, Bush, Holcomb.

Military Affairs.—Langley, chairman; Kerr, Alexander, Harlan, Casey.

Roads and Highways.—Vaughn, chairman; Whiting, Hunter, Nicholson, Marsh, Holcomb, Williams.

Federal Relations.—Woodard, chairman; Eddy, Vaughn, Pierce, Early, Richardson, Bishop.

Elections.—Kerr, chairman; Bangs, Boyd, Washburn, Landrigan.

Petitions.—Donahue, chairman; Dore, Senter, Casey, Voris.

State Library.—Little, chairman; Vaughn, Whiting, Starne, Gibson.

Engrossed and Enrolled Bills.—Eddy, Chairman; Flagg, Alexander, Harlan, Jackson.

Geology and Sciences.—Hunter, chairman; Flagg, Dore, Casey, Williams.

Mr. Snapp introduced

Senate bill, No. 1, for "An act to allow defendants in all criminal trials, to be witnesses in their own behalf."

Which was read a first time, and,

On his motion,

Referred to the committee on judiciary.

Mr. Beveridge introduced

Senate bill, No. 2, for "An act providing for the payment, by the county of Cook, of further compensation to the judges of the circuit and superior courts, and the State's attorney of said county, respectively."

Which,

On motion of Mr. Van Dorston,

Was laid on the table.

Mr. Snapp introduced

Senate bill, No. 3, for "An act to appropriate from the public treasury money to defray the expense of purchasing stationery for the use of the 27th General Assembly."

Which,

On motion of Mr. Boyd,

Was laid on the table.

On motion of Mr. Snapp,

The following resolution was adopted:

Resolved, That the standing hour of assembly of the Senate be 10 o'clock A. M.

On motion of Mr. Shephard,

The Senate adjourned.

SATURDAY, JANUARY 7, 1871.

Senate met, pursuant to adjournment.
Prayer by the Rev. J. L. Crane.
The journal of yesterday was being read, when,
On motion of Mr. Van Dorston,
The further reading of the same was dispensed with.
A message from the House of Representatives, by Mr. Reese.
Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit :

Resolved by the House of Representatives, the Senate concurring herein, That the two houses meet in joint session in the Hall of Representatives on Saturday, the 7th day of January, instant, at 11 o'clock A. M., for the purpose of canvassing the returns of the election for State Treasurer and State Superintendent of Public Instruction.

In the passage of which I am instructed to ask the concurrence of the Senate.

The President presented the following report from Judge A. J. Gallagher:

DECATUR, ILL., Jan. 2, 1871.

To the Honorable the General Assembly of the State of Illinois :

As required by the 31st section of article VI, of the constitution of Illinois, I have the honor to report the number of days I have held court, in the several counties composing the seventeenth judicial circuit, during the years 1869 and 1870, respectively.

During the year 1869 I held court in the several counties hereinafter named, as follows :

In the county of Piatt.....	10 days.
“ “ Shelby	22 “
“ “ Macon	82 “
“ “ Champaign	49 “
“ “ Fayette.....	27 “
“ “ Moultrie	12 “
“ “ Ford.....	8 “
<hr/>	
Total for year.....	210 days.

During the year 1870 I held court in said counties as follows :

In the county of Piatt.....	17 days.
“ “ Shelby.....	83 “
“ “ Macon	87 “
“ “ Champaign	52 “
“ “ Fayette	28 “
“ “ Moultrie	14 “
“ “ Ford.....	16 “
<hr/>	
Total for 1870.....	247 days.

I have the honor to be, very respectfully,
Your obedient servant,
A. J. GALLAGHER,
Judge Seventeenth Jud. Circuit, Illinois.

On motion of Mr. Underwood,

The above report was referred to the committee on judiciary.

On motion of Mr. Van Dorston,

The following resolution was adopted :

Resolved, That the Secretary of State is hereby authorized and required to furnish the Secretary of the Senate, upon his written order, such stationery and other supplies as are necessary for conducting the business of his department.

On motion of Mr. Fuller,

The following resolution was adopted :

Resolved, That so much of the Governor's message as relates to the violation of the criminal laws of the State, special legislation, the judiciary, eminent domain, criminal justice and pardons, be referred to the committee on judiciary.

That so much of said message as relates to railroad corporations and warehouses, be referred to the committee on railroads and warehouses.

That so much of said message as relates to State finances, be referred to the committee on finance.

That so much of said message as relates to compensation of public officers, be referred to the committee on fees and salaries.

That so much of said message as relates to expenses of General Assembly, be referred to committee on expenses of the General Assembly.

That so much of said message as relates to representation and elections, be referred to the committee on elections.

That so much of said message as relates to apportionment, be referred to the committee on apportionment.

That so much of said message as relates to revenue, be referred to the committee on revenue.

That so much of said message as relates to education and State educational institutions, be referred to the committee on education.

That so much of said message as relates to the Southern Normal University and new State House, be referred to committee on public buildings.

That so much of said message as relates to State charitable institutions, the board of commissioners of public charities, the Soldiers' Orphans' Home and Soldiers' College, be referred to committee on State charitable institutions.

That so much of said message as relates to the penitentiary, be referred to the committee on penal institutions.

That so much of said message as relates to the reform school, be referred to the committee on reformatory institutions.

That so much of said message as relates to canals, be referred to the committee on canals and rivers.

That so much of said message as relates to the Adjutant General's report, be referred to the committee on military affairs.

Mr. Strevell offered the following resolution, which was read by the Secretary and agreed to :

Resolved, That in order to more fully carry out the objects of the constitution, and to facilitate the legislation required by it, that section 25, of article 4, relating to contract for stationery and printing, be referred to the committee on printing.

That section 27, article 4, relating to lotteries, be referred to the committee on judiciary.

That section 29, article 4, relating to operating mines, be referred to the committee on manufactures and mining.

That section 30, article 4, relating to roads and cartways, be referred to the committee on roads and highways.

That section 31, article 4, relating to drainage, be referred to the committee on agriculture and drainage.

That section 32, article 4, relating to homestead exemption, be referred to the committee on judiciary.

That section 4, of article 5, relating to contested elections, be referred to the committee on elections.

That section 18, of article 5, relating to the manner of granting reprieves and pardons, be referred to the committee on penal institutions.

On motion of Mr. Washburn,

The following resolution was adopted :

Resolved, That the committee on railroads and warehouses be requested to inquire into the cause of the delay in transferring freights from one railway to another, and to report to this house, by bill or otherwise, the proper measure to correct this evil, and to insure the immediate forwarding and prompt delivering of all freights by all railways in this State.

On motion of Mr. Langley,

The following resolution was adopted :

Resolved, That the committee on judiciary be instructed to report, as soon as practicable, an act to equalize the judicial circuits of this State, and fix the time of holding courts therein, under the provisions of sections thirteen and fourteen, of article six, of the constitution, or to organize the same under section fifteen, as may be deemed expedient.

On motion of Mr. Starne,

The following resolution was adopted :

Resolved, That the committee on finance be instructed to inquire into the expediency of authorizing the State Treasurer to invest all moneys in the Treasury, belonging to the "State debt fund," that is not needed for the payment of the public debt, in the interest bearing securities of the United States government, and report by bill or otherwise.

On motion of Mr. Tincher,

Senate bill, No. 3, was taken up, read a second time, and referred to a special committee of one, consisting of Mr. Snapp.

Mr. Fuller introduced

Senate bill, No. 4, for "An act for the assessment of property, and for the levy and collection of taxes."

Which,

On motion of Mr. Little,

Was laid on the table.

Mr. Dore introduced

Senate bill, No. 5, for "An act authorizing the State Treasurer to purchase coin."

Mr. Beveridge moved to lay the bill on the table ; which motion was lost.

The bill was then read a first time, and

Ordered to a second reading.

A message from the House of Representatives, by Mr. Reese.

Mr. President : I am directed to inform the Senate that the House of Representatives has adopted the following resolution :

Resolved, That the clerk be directed to inform the Senate that the House is now ready to receive the Senate, in order to canvass the vote of the last State election, as provided by joint resolution.

In the passage of which I am directed to ask the concurrence of the Senate.

Mr. Fuller moved that the Senate now proceed to the Hall of the House of Representatives.

The motion was agreed to.

So the Senate (at 10 o'clock and 43 minutes) adjourned to the House of Representatives for the purpose of holding a joint session.

At 11 o'clock and 25 minutes the Senate returned, when

Mr. Harlan asked leave of absence for the Senator from Bond (Mr. Alexander) until Thursday.

Leave was granted.

Mr. Fuller moved that the Senate adjourn till 2 o'clock P. M., and that the report of the committee on rules be made the special order of that hour.

The motion was agreed to.

So the Senate, at 11 o'clock and 30 minutes, adjourned.

TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

Special order taken up.

Mr. Epler, from the committee on rules, reported the following rules :

RULES OF THE SENATE.

1. A majority of the Senate shall constitute a quorum, but a smaller number may adjourn from day to day and compel the attendance of absent members.

2. The Senate shall keep a journal of its proceedings, which shall be published. At the request of two members the yeas and nays shall be taken on any question, and entered upon the journal.

3. Any two members of the Senate shall have liberty to dissent and protest against any act or resolution which they may think injurious to the public or to any individual, and have the reason of their dissent entered on the journal.

4. The Senate may punish its members for disorderly behavior, and with the concurrence of two-thirds of all the members elected, expel a member, but not a second time for the same cause; and the reason for such expulsion shall be entered upon the journal, with the names of the members voting on the question.

5. The Senate, during its session, may punish, by imprisonment, any person, not a member, who shall be guilty of disrespect to the same, by any disorderly or contemptuous behavior in their presence: *Provided*, such imprisonment shall not, at any one time, exceed twenty-four hours, unless the person shall persist in such disorderly or contemptuous behavior.

6. The doors of the Senate and of the Committee of the Whole shall be kept open, except in such cases as, in the opinion of the Senate, require secrecy.

7. The Senate shall not adjourn without the consent of the House of Representatives for more than two days, nor to any other place than that in which the two houses shall be sitting.

8. On the final passage of all bills, the vote shall be by yeas and nays upon each bill separately, and shall be entered upon the journal; and no bill shall become a law without the concurrence of a majority of all the Senators elect.

9. Every bill shall be read at large on three different days, and the bill and all amendments shall be printed, before the vote is taken on its final passage.

10. The Lieutenant-Governor shall be President of the Senate, and shall vote only when the Senate is equally divided.

DUTIES OF THE PRESIDENT.

11. He shall take the Chair every day precisely at the hour to which the Senate shall have adjourned; shall immediately call the members to order, and on the appearance of a quorum shall cause the journal of the preceding day to be read; and in all cases, in the absence of a quorum, the members may take such measures as shall be necessary to procure the attendance of absent members; and the President, with the consent of the members present, or in the absence of the President, and President *pro tempore*, any Senator called to the Chair, may adjourn from day to day until a quorum shall be present.

12. He shall preserve decorum and order; may speak to points of order in preference to other members, rising from his seat for that purpose, and shall decide questions of order, subject to an appeal to the Senate by any two members—on which appeal no member shall speak more than once, unless by leave of the Senate.

13. He shall rise to put a question, but may state it sitting.

14. Questions shall be distinctly put in this form, viz: "As many as are of the opinion that—(as the case may be) say Aye," and, after the affirmative voice is expressed, "As many as are of a contrary opinion, say No." If the President doubt, or a division be called for, the Senate shall divide; those in the affirmative shall first rise from their seats, and afterwards those in the negative. If the President still doubt, or a count be required, the President shall name two members—one from each side—to tell the members in the affirmative, which being reported, he shall then name two others—one from each side—to tell those in the negative; which being also reported, he shall rise and state the division of the Senate.

15. The President shall examine and correct the journal before it is read; he shall have the general direction of the hall; he shall have a right to name any member to perform the duties of the Chair, but such substitution shall not extend beyond an adjournment, and such substitute shall be vested during such time with all the powers of the President, and shall not lose the right of voting on any question while so presiding.

16. All committees shall be appointed by the President, unless otherwise specially ordered by the Senate, in which case they shall be appointed by ballot; and if upon such ballot the number required shall not be elected by a majority of the votes given, the Senate shall proceed to a second ballot, in which a plurality of votes shall prevail; and in case a greater number than is required to compose or complete a

committee shall have an equal number of votes, the Senate shall proceed to a further ballot or ballots.

17. In case of any disturbance or disorderly conduct in a lobby, the President (or chairman of the committee of the whole Senate) shall have power to order the same to be cleared.

18. The President shall assign to the Sergeant-at-arms and his assistants their respective duties and stations.

OF DECORUM AND DEBATE.

19. When any member is about to speak, or deliver any matter to the Senate, he shall rise from his seat and address himself to "Mr. President," and shall confine himself to the question on debate, and avoid personality.

20. If any member in speaking (or otherwise) transgress the rules of the Senate, the President shall, or any member may call him to order; and in which case the member so called to order shall immediately sit down, unless permitted to explain; and the Senate, if appealed to, shall decide on the case without debate. If the decision be in favor of the member called to order, he shall be at liberty to proceed; if otherwise, and the case require it, he shall be liable to the censure of the Senate.

21.. If a member be called to order for words spoken in debate, the person calling him to order shall repeat the words excepted to, and they shall be taken down at the Secretary's table; and no member shall be held to answer or be subject to the censure of the Senate for words spoken in debate, if any member has spoken in debate or other business has intervened after the words spoken and before exceptions to them shall have been taken.

22. When two or more members happen to rise at once, the President shall name the member who is first to speak.

23. No member shall speak more than twice to the same question, without leave of the Senate; nor more than once, until every member choosing to speak shall have spoken.

24. While the President is putting any question, or addressing the Senate, no member shall walk out or across the room; nor in such case, or when a member is speaking, shall entertain private discourse; nor when a member is speaking, shall pass between him and the Chair.

25. Every member who shall be in the Senate when a question is put shall give his vote, unless the Senate shall, for special reasons, excuse him.

26. No member shall be permitted to vote on any question unless within the bar when his name is called.

27. No motion shall be entertained and debated until the same shall be seconded.

28. When a motion is made and seconded it shall be stated by the President, or being in writing, shall be handed to the Secretary, and read aloud before debate.

29. Every motion shall be reduced to writing, if the President or any member desire it.

30. When the yeas and nays shall be taken on any question, no

member shall be permitted to vote after the decision is announced from the Chair, unless by the unanimous consent of the Senate.

31. After a motion is stated by the President, or read by the Secretary, it shall be deemed in the possession of the Senate, but may be withdrawn at any time before decision or amendment.

32. When a question is under debate no motion shall be received but to adjourn, to call the house, to lay on the table, the previous question, to postpone indefinitely, to postpone to a day certain, to commit or to amend; which several motions shall have precedence in the order they stand arranged.

33. A motion for adjournment shall always be in order, and be decided, as well as the motion to lay on the table, without debate.

34. No motion to postpone to a day certain, or indefinitely, or to commit, being decided, shall again be allowed on the same day and at the same stage of the bill or proposition.

35. A motion to strike out the enacting words of a bill shall have precedence of a motion to amend, and, if carried, shall be deemed equivalent to its rejection.

36. When a blank is to be filled, and different sums or times are proposed, the question shall first be put on the largest sum and the longest time.

37. No person shall be permitted to smoke in the Senate Chamber, or to give any sign of approbation or disapprobation, either on the floor or in the lobby.

38. After the President has called the Senate to order each day, there shall be no reading of newspapers, or other documents that do not immediately concern the business for which the Senate is convened.

39. It shall be the duty of the Secretary to keep a book, in which he can seasonably record the motions, resolutions, rules and decisions of the Senate; and to do and perform all such other acts appertaining to his office, as may be required of him by the Senate or its presiding officer.

40. It shall be the duty of the Sergeant-at-arms to attend the Senate during its sittings, to execute the commands of the Senate from time to time, together with all such process, issued by authority thereof, as shall be directed to him by the President.

41. The following standing committees shall be appointed, with leave to report by bill or otherwise:

No. 1. Judiciary.

No. 2. Railroads and Warehouses.

No. 3. Finance.

No. 4. Revenue.

No. 5. Expenses of General Assembly.

No. 6. Municipalities.

No. 7. Insurance.

No. 8. Corporations.

No. 9. Banks and Banking.

No. 10. State Charitable Institutions.

No. 11. Penal Institutions.

No. 12. Reformatory Institutions.

- No. 13. Public Buildings.
- No. 14. Education.
- No. 15. Canals and Rivers.
- No. 16. Apportionment.
- No. 17. Agriculture and Drainage.
- No. 18. Manufactures and Mining.
- No. 19. Counties and Township Organization.
- No. 20. Fees and Salaries.
- No. 21. Printing.
- No. 22. Military Affairs.
- No. 23. Roads and Highways.
- No. 24. Federal Relations.
- No. 25. Elections.
- No. 26. Petitions.
- No. 27. State Library.
- No. 28. Engrossed and Enrolled Bills.
- No. 29. Geology and Science.

42. Whenever a report or reports shall hereafter be made by a joint committee of the two houses, immediately after the reading of such report it shall be transmitted to the other house, and being there read, or its reading dispensed with, it shall be taken by the Secretary to the house to which the report was first made.

43. All resolutions presented to the Senate shall lie one day on the table, unless otherwise ordered.

44. If the question in debate contains several points, any member may have the same divided; but on a motion to strike out and insert, it shall not be in order to move for a division of the question; but the rejection of a motion to strike out and insert one proposition shall not prevent a motion to strike out and insert a different proposition, nor prevent a subsequent motion to strike out and insert.

45. The unfinished business in which the Senate was engaged at the last preceding adjournment shall have the preference in the special orders of the day.

46. When a question has been once made and carried, in the affirmative or negative, it shall be in order for a member of the majority to move for a reconsideration thereof; but no motion for the reconsideration of any vote shall be in order after a bill, resolution, message, report, amendment or motion, upon which the vote was taken, shall have gone out of the possession of the Senate; nor shall any motion for reconsideration be in order, unless within the next day of actual session of the Senate thereafter. Such motion shall take precedence of all other questions, except a motion to adjourn.

47. No bill shall be committed until it shall be read, and when read it shall be committed with all amendments, unless otherwise ordered; and upon the second reading, it shall be subject to amendment or commitment.

48. No amendment shall be in order at the third reading of a bill, resolution or motion, requiring three readings, unless by unanimous consent of the members present; but it shall be at all times in order, before the final passage of such bill, resolution or motion, to move its commitment.

49. After commitment of such bill, resolution or motion, if any amendment be reported by the committee, the same shall be again read a second time, and shall then be put on its engrossment and third reading, as in other cases.

50. When motions are made for reference of the same subject to a select committee, and to a standing committee, the question in reference to a standing committee shall be first put.

51. Upon the call of the Senate, the names of Senators shall be called over by the Secretary, and the absentees noted, after which the names of such absentees shall again be called over; the doors shall then be closed, and those for whom no excuse or insufficient excuses are made, may, by order of those present (if a quorum), be taken into custody as they appear, or may be sent for and taken into custody, wherever to be found, by the Sergeant-at-arms of the Senate.

52. No amendment, by way of rider, shall be received to any bill on its third reading.

53. In forming a committee of the whole house, the President shall leave the Chair, and a Chairman to preside in committee shall be appointed by the President.

54. Upon bills being committed to a committee of the whole house, the bill shall be first read throughout by the Secretary, and then again read and debated by clauses, leaving the preamble to be considered last. After report of said committee, the bill or motion shall again be subject to debate or amendment, before a question to engross is taken.

55. The rules of parliamentary practice, comprised in Cushing's Manual, shall govern the Senate in all cases in which they are applicable, and not inconsistent with the standing rules and orders of the Senate.

56. A motion to commit, until it is decided, shall preclude all amendments and debate on the main question; and a motion to postpone indefinitely, or to a day certain, until it is decided, shall preclude all amendments on the main question.

57. Upon a motion to reconsider the vote on the final passage of any bill, a majority of all the members elect shall be required to reconsider the same.

58. If a bill shall fail to pass on account of not having received the constitutional majority, any Senator having voted in the negative shall have a right to move a reconsideration.

59. No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

60. No rule of the Senate shall be altered, suspended or rescinded, without the votes of two-thirds of the members present.

61. No person, except members of the House of Representatives and their officers, heads of Executive Departments of this State, Chaplains, Judges of the United States, and Supreme and Circuit Judges of this State, former Governors and Lieutenant-Governors of this State, Governors for the time being of any State or Territory of the Union, members of Congress, Reporters of the Press, and ex-members of the Senate, shall be admitted within the bar of the Senate.

62. ORDER OF BUSINESS.

1. The reading of the journal.
2. The presentation of petitions.
3. Reports from standing committees.
4. Reports from select committees.
5. Presentation of resolutions.
6. Introduction of bills.
7. Reading bills of the Senate the third time.
8. Reading bills of the Senate the second time.
9. Reading bills of the Senate the first time.
10. Reading bills from House of Representatives the third time.
11. Reading bills from House of Representatives the second time.
12. Reading bills from House of Representatives the first time.
13. Messages from House of Representatives.

And when the Senate shall have passed from one order to another, no action shall be had upon the orders passed, except by leave of the Senate; and to give this leave two-thirds of the Senators present must concur.

OF THE PREVIOUS QUESTION.

63. The previous question shall be put in this form: "Shall the main question be now put?"—and until it is decided shall preclude all amendments or debate.

64. When, on taking the previous question, the Senate shall decide that the main question shall not now be put, the main question shall be considered as still remaining under debate.

65. The effect of the main question being ordered shall be to put an end to all debate, and bring the Senate to a direct vote—first upon all amendments reported or pending, being first applied to the amendment last moved, and then on the main question.

66. After the motion for the previous question has prevailed, it shall not be in order to call the Senate prior to a decision of the main question.

67. The Senate may at any time, by a majority vote, close all debate upon a pending amendment, or an amendment thereto, and cause the question to be put thereon, and this shall not preclude further amendment or debate upon the main subject.

OF EXECUTIVE COMMUNICATIONS AND NOMINATIONS.

68. Messages from the Governor and communications from State officers may be received at any time, except when the President is putting a question or the ayes and noes are being called, and upon motion may be considered at any time. The consideration of executive business shall take place with open doors, unless otherwise ordered by a majority of the Senators present.

69. If the Senate receives any nominations, the President shall put the following question: "Does the Senate advise and consent to the nomination just made?" And the nomination may be referred to a standing or a select committee; and while any nomination remains with the Senate, it shall be in order to reconsider any vote taken thereon.

The rules were read by the Secretary.

On motion of Mr. Fuller,

The word "Jefferson" was stricken out of rule 56, and the word "Cushing" inserted.

Mr. Beveridge moved to add to rule 64 the words, "and shall always be in order except when a motion having precedence is pending;" which motion was lost.

Mr. Kerr moved to amend rule 62, by adding "members of Congress, the reporters of the press, and ex-members of the Senate."

On a division being called, 21 were found in the affirmative and none in the negative.

So the amendment was adopted.

Mr. McNulta moved to strike out of the 4th line of rule 16, the words "a second ballot in which a plurality of votes shall prevail," where they occur after the word "to," and insert "to ballot until a majority has been obtained."

Mr. Langley moved to amend Mr. McNulta's motion by striking out all after the word "ballot," in third line of rule 16; which amendment Mr. McNulta accepted.

On a division being called, 9 votes were found in the affirmative and 22 votes in the negative.

So the amendment was lost.

Mr. Fuller moved to amend rule 47, by striking out the words "without amendments," and insert the following words after the word committed, in the 2d line of rule 47: "without amendments;" which motion was carried.

So rule 47 was amended.

Mr. Beveridge moved to amend rule 49, by adding the words, "a substitute for a bill shall be read three times, the same as the original bill."

On a division being called, 17 were found in the affirmative, and 18 in the negative.

So the amendment was lost.

Mr. Kerr moved to amend rule 49, by striking out the word "such," in the first line of rule 49, and inserting the word "any;" which motion was lost.

On motion of Mr. Edsall,

Rule 62 was amended by striking out the word "hall," in the last line of rule 62, and the word "bar" was inserted.

On motion of Mr. Harlan,

The following rule was referred to the committee on printing:

RULE 10. All bills, when ordered to be printed, shall be promptly delivered to the Secretary of State, who shall cause a copy to be made and delivered to the public printer. The original bill shall in no case be permitted to leave the custody of the Secretary of the Senate.

On motion of Mr. Washburn,

Rule 55 was stricken out.

On motion of Mr. Fuller,

The report of the committee on rules, as amended, was adopted.

On motion of Mr. Fuller,

It was ordered that three hundred copies of the rules of the Senate be printed, (with the rules of the House), and the joint rules, when adopted, and the standing committees.

On motion of Mr. Fuller,

It was ordered that the Senate committee with the House committee on rules, have authority to adopt joint rules.

Message to the Senate, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the annual reports of the Secretary of State, Auditor of Public Accounts, and State Treasurer.

Secretary's report, Auditor's report (2 copies), Treasurer's report, (2 copies).

At 4:24 o'clock P. M.,

On motion of Mr. Boyd,
The Senate adjourned.

MONDAY, JANUARY 9, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Gregg.

The journal was being read, when,

On motion of Mr. Pierce,

The further reading of the same was dispensed with.

On motion of Mr. Fuller,

The resolution for printing rules, adopted on Saturday, was reconsidered.

On motion of Mr. Fuller,

It was ordered that three hundred copies of the rules of the Senate be printed, with the standing committees.

The President stated that the special order for the hour was the consideration of the resolutions relating to the official reporting of the proceedings of the Assembly.

The special order was then taken up, and,

On motion of Mr. Washburn,

Referred to the committee on accounts and expenditures.

Mr. Little presented a petition from the board of supervisors of Stephenson county, in reference to the registry law; which was

Referred to the committee on judiciary.

Mr. Nicholson presented a communication, in the nature of a petition, on agriculture; which was

Referred to the committee on agriculture.

Mr. Tincher, from the committee on accounts and expenditures of the General Assembly, presented the following report:

The committee on expenditures of this General Assembly, having had under consideration the resolution offered by the Senator from Will (Mr. Snapp), instructing them to make inquiry as to what committees require committee rooms and clerks, and make provision for the same, beg leave to report as follows:

Your committee have rented, subject to the approval of the Senate, four rooms in Mr. Strott's building, first door east of the Everett House, at ten dollars per month each, and have employed one competent janitor for the four rooms, at two dollars and a half per day. Also, they have assigned these rooms to committees as follows: To the judiciary committee, room No. 1; to the railroad committee, room No. 2; room No. 3, to be occupied by the committee on revenue, the committee on municipalities, and the committee on insurance, alternately, or as may be mutually arranged by the chairmen of the said committees; room No. 4, to be occupied in like manner by the committee on corporations, banks and banking, and manufactures and mining. The committee on public buildings can hold its meetings in the office of Mr. Beveridge, State House Commissioner, free of expense; the committee on education, in Dr. Bateman's office; and the committee on state charitable institutions, in the office of Dr. Wines, Secretary of the Board of Public Charities.

The committee on expenditures of the General Assembly will hold its sessions in this hall; and it is recommended to the chairmen of other committees, that they occupy this room for like purposes, as far as practicable. Other rooms will be secured for the accommodation of other committees of the Senate, as occasion may seem to require.

Your committee would further recommend, that the chairmen of the committees on judiciary and on railroads and warehouses be authorized to employ, each, a clerk, at a compensation not to exceed five dollars per day. And your committee are of the opinion that the public service does not require the employment of clerks for the other committees of the Senate, at least for the present.

Your committee, to whom was referred so much of the Governor's message as relates to the expenses of the General Assembly, have had under consideration the subject of the compensation of the subordinate officers of the Senate, and have agreed upon the following as the proper compensation of each officer, and would recommend its approval, to-wit:

	Per day, each.
To the Secretary of the Senate	\$5 00
Assistant Secretaries of the Senate	4 00
Sergeant-at-arms.	4 00
Assistant Sergeant-at-arms	8 00
Postmaster	5 00
Assistant Postmaster.....	4 00
Mail-carrier.....	2 50
Policemen	8 00
Janitors.....	8 00
Enrolling and Engrossing Clerk.....	5 00
Assistant Enrolling and Engrossing Clerk.....	4 00
Pages.....	2 00

J. L. TINCHER,
A. CRAWFORD,
W. A. LITTLE,
W. P. PIERCE,
JOHN LANDRIGAN,
ALEXANDER STARNE.

The Senate concurred with the committee in their report.

Mr. Dore offered the following resolution:

Resolved, That the Secretary of the Senate be and he is hereby authorized to procure the usual number of diagrams of this chamber for each Senator and officer, at a price not exceeding that paid for each copy by the Twenty-sixth General Assembly.

Referred to the committee on printing.

Mr. Snapp offered the following resolution; which laid over, under the rule:

Resolved, That the Sergeant-at-arms be instructed to furnish and keep in the Senate Chamber a full set of Gross' Statutes, the Revised Statutes, the Supreme Court Reports, and maps of the State, for the use of the members thereof.

Mr. Beveridge offered the following resolution ; which laid over, under the rule :

WHEREAS the constitution of the State of Illinois provides that the Senate shall choose a President *pro tempore*, to preside in case of the absence or impeachment of the Lieutenant Governor, or when he shall hold the office of Governor ; therefore, be it

Resolved, That the Senate elect a President *pro tempore* ; that such election be opened by a *vive voce* vote upon a call of the Senate, each member present naming one person, a Senator, for President *pro tempore* ; that the name of any Senator voted for, and the names of Senators voting, and for whom, be entered upon the journal ; that any Senator receiving a vote of a majority of all the members elected, shall be declared President *pro tempore* of the Senate, and that such election be made the special order of business for Wednesday, the 18th instant, at eleven o'clock, A. M.

Mr. Pierce offered the following resolution ; which laid over, under the rule :

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of extending the jurisdiction of justices of the peace to \$300, and of granting them final jurisdiction in all cases involving sums of less than \$25.

Mr. Pierce offered the following resolution ; which laid over, under the rule :

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of providing, by law, that a reasonable attorney's fee shall follow judgment in all civil cases adjudicated in the Circuit or Supreme Court of this State.

Mr. Eddy introduced the following resolution ; which laid over, under the rule :

Resolved, That the Secretary of State be and is hereby authorized, on the written order of the Enrolling and Engrossing Clerk, to furnish him with such necessary stationery and furniture as he and his assistants may need, in the performance of their official duties.

Mr. Flagg offered the following resolution ; which laid over, under the rule :

Resolved, That the committee on finance be requested to inquire into the expediency of adopting some general rule of compensation, as regards the boards controlling the building, management and oversight of our State educational, charitable, reformatory, penal and other institutions and buildings ; whether such boards should receive any compensation other than the payment of their actual traveling expenses, and if so, what amount of compensation, with the view of so adjusting and equalizing the condition of such boards in such manner as to secure the most economical and faithful service ; and to report by bills or otherwise.

Mr. Hampton offered the following resolution ; which laid over, under the rule :

Resolved, That a committee of five be appointed to inquire into the practicability and propriety of revising, simplifying and abridging the practice, pleadings, forms and proceedings of the courts of record of this State, and as to the expediency of abolishing the distinct forms of action at law, now in use, as also the propriety of providing for the administration of justice by a uniform mode of proceeding, without reference to any distinction between law and equity ; and that said committee be directed to report thereon at an early day.

Mr. Crawford offered the following resolution ; which laid over, under the rule :

Resolved, That the laws of matrimony and divorce in the several States should be uniform; and to that end the constitution of the United States should be amended, giving Congress sole control of those subjects.

Mr. Crawford offered the following resolution; which laid over, under the rule:

Resolved, That in order to conform to the letter and spirit of the new constitution on the subject of gambling, the law prepared for that purpose should explicitly prohibit all gift enterprises, raffling, and other devices heretofore practiced by religious and other societies to raise money; the object commendable in itself, but the use of such means in no case justifiable.

Mr. Fuller introduced

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State."

Which was read a first time.

Mr. Fuller moved to lay the bill on the table and print 300 copies.

On motion of Mr. Harlan,

The previous question was ordered.

The question being on Mr. Fuller's motion,

It was decided in the affirmative, as follows: { Yeas.....37
Nays..... 6

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Crawford,
Donahue,
Dore,
Early,
Edsall,
Flagg,
Fuller,
Gibson,
Hampton,
Harlan,
Holcomb,

Messrs. Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
McNulta,
Nicholson,
Pierce,
Reddick.

Messrs. Richardson,
Senter,
Snapp,
Starne,
Strevell,
Tinchier,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Bush,

Messrs. Eddy,
Marsh,

Messrs. Underwood,
Washburn.

Mr. Washburn asked for leave of absence for Mr. Solomon and Mr. Epler, until Thursday morning; which was granted.

Mr. Beveridge introduced

Senate bill, No. 7, for "An act to amend section 7, of chapter 47, of Revised Statutes, entitled 'Guardian and Ward.'"

Which was read a first time, and,

Referred to the committee on judiciary.

Mr. Starne introduced

Senate bill, No. 8, for "An act to provide for the purchase of gold coin, and for the payment of the State bonded indebtedness."

Which was read a first time.

Mr. Strevell offered an amendment; which, with the bill, was

Referred to the committee on finance.

Mr. Bishop introduced

Senate bill, No. 9, for "An act to provide for the administering of oaths and acknowledgments."

Which was read a first time, and,
Referred to the committee on judiciary.

Mr. Dore introduced

Senate bill, No. 10, for "An act to equalize the rights and responsibilities of husband and wife."

Which was read a first time, and
Referred to the committee on judiciary.

On motion of Mr. Beveridge,
Senate bill, No. 2, was taken from the table, read a first time, and
Referred to the delegation from Cook county.

On motion of Mr. Crawford,
Senate bill, No. 5, was taken up, and
Referred to the committee on finance.

In behalf of the officers of the Senate and House of Representatives, Mr. Beveridge asked that the Secretary read sections 4, 5 and 6 of the act of March 30th, 1869; which was done.

At 11:58 o'clock A. M.,

On motion of Mr. Washburn,
The Senate adjourned.

TUESDAY, JANUARY 10, 1871.

Senate met, pursuant to adjournment.

The journal of yesterday was being read, when,

On motion of Mr. McNulta,

The further reading of the same was dispensed with.

Mr. Crawford, from the committee on finance, presented the report of the committee, which was, that the committee report back Senate bill, No. 8, for "An act to provide for the purchase of gold coin, for the payment of State bonded indebtedness," and also Senate bill No. 5, for "An act authorizing the State Treasurer to purchase coin," and reported a substitute for both bills, and recommended the passage of the substitute.

On motion of Mr. Starne,

The bills (S. B. No. 5 and S. B. No. 8) and the substitute were referred back to the committee on finance.

Mr. Snapp offered the following resolution :

WHEREAS the Governor of the State, in that portion of his message relating to the penitentiary, states that he visited the penitentiary in July, 1869, and there found "that its administration was deficient in that degree of unity and energy that was essential to success;" and whereas, the Governor also states, in said message, that the said "disagreement produced an injurious effect upon the discipline of the penitentiary, and that such disagreement diminished the sense of responsibility in the employees and affected the productiveness of the labor of the convicts, and will account to a *great* extent for the *failure* of the present management to achieve success," and that instead of having been self-sustaining during the last two years, as the commissioners in their report of 1868 considered that it might be, an indebtedness of \$832,832 18 has been incurred against the institution, besides expending the \$300,000 which the Legislature appropriated at the session of 1869, if the Governor is correct in his message—which statement there is no reason to doubt;

and whereas, also, the Governor has stated, in said message, that "he did not investigate the grounds of the difference between the commissioners, *being without authority to adjust them*," and as he had advised the General Assembly that "the natural question will present itself to the General Assembly, *what is the present condition* of the penitentiary and what policy shall be adopted to secure its future usefulness?" and from the fact, also, that that portion of the message relating to the penitentiary has, by the Senate, been referred to the committee on penal institutions; therefore, be it

Resolved, That for the purpose of making a full investigation of the affairs in relation to the penitentiary, the said committee be and are hereby authorized to compel the attendance of witnesses; to require their testimony under oath; and to compel the production of all books, papers and documents relating to the same; and report thereon to the General Assembly, at its earliest convenience.

On motion of Mr. Snapp,

The rule was suspended, the resolution read and adopted.

Mr. McNulta offered the following resolution:

Resolved, That the committee on corporations be allowed one clerk.

The resolution was referred to the committee on expenses.

Mr. Van Dorston offered the following resolution:

Resolved, That the Sergeant-at-arms be and is hereby authorized to procure such material and employ such men as he may deem proper and expedient, for the purpose of repairing the furniture and fixtures in the Senate Chamber. That the Secretary of State is authorized to furnish the Sergeant-at-arms such material and furniture, for the purpose aforesaid, as is required; and the Sergeant-at-arms shall present to the chairman of the committee on expenditures of the General Assembly a complete account of all the expenses incurred under this resolution.

On motion of Mr. Van Dorston,

The rule was suspended.

Mr. Washburn moved to refer the resolution to the committee on expenditures.

On motion of Mr. Van Dorston,

Mr. Washburn's motion was laid on the table.

On motion of Mr. Van Dorston,

The resolution was then adopted.

Mr. Underwood offered the following resolution; which laid over, under the rule:

Resolved, That the committee on rules be instructed to take into consideration the expediency of abolishing the parliamentary rules, established since feudal times in Great Britain, and now sanctioned in part by Cushing's Manual, and of introducing in their place a new code of parliamentary law, free from all technicalities, and so clearly written that no two persons can understand the rules differently, so that parliamentary law will be as well understood by one person as another, and that without study, reflection or experience.

Mr. Boyd offered the following resolution:

Resolved, That the chairman of the committee of enrolled and engrossed bills be authorized to employ a clerk, with such compensation as is allowed clerks of other committees.

Referred to the committee on accounts and expenditures.

Mr. Landrigan offered the following resolution; which laid over, under the rule:

Resolved, That the committee of agriculture and drainage be instructed to communicate with the executive board of the State Agricultural Society, or the President thereof, for the purpose of ascertaining the receipts of all moneys by said society, and expenditures of the same, "in detail," and report such information to the Senate.

Mr. Fuller said, in behalf of the committee on joint rules on the part of the Senate, that the report was ready :

REPORT.

1. In every case of amendment of a bill agreed to in one house and dissented to in the other, if either house shall request a conference and appoint a committee for that purpose, and the other house shall also appoint a committee to confer, such committee shall, at a convenient hour, to be agreed upon by their chairmen, meet at some convenient place, and state to each other verbally, or in writing, as either may choose, the reason of their respective houses for and against the amendment, and interchange propositions for modifications to meet the sense of the two houses, and confer freely thereon.

2. When a message shall be sent from the Senate to the House of Representatives, it shall be announced at the door of the House by the Doorkeeper, and shall be respectfully communicated to the chair by the person by whom it may be sent.

3. The same ceremony shall be sent from the House of Representatives to the Senate.

4. Messages shall be sent by such persons as a sense of propriety in each house may determine to be proper.

5. After each house shall have adhered to their disagreement, a bill or resolution shall be lost.

6. While bills are on their passage between the two houses, they shall be under the signature of the Secretary or Clerk (as the case may be), respectively.

7. After a bill has passed both houses, it shall be enrolled before it is presented to the Governor.

8. When bills are enrolled, they shall be examined by a joint committee of two from the Senate and three from the House of Representatives, which joint committee shall consist of members of the standing committees on engrossed and enrolled bills of both houses, who shall carefully compare the enrolled bills with the engrossed bills so passed by both houses, correct any errors which may be discovered in the enrolled bills, and make their report forthwith to their respective houses—the Secretary or Clerk having previously certified, on the margin of the roll, in which house it originated.

9. After examination and report, each bill shall be signed in the respective houses, first by the Speaker of the House of Representatives and then by the President of the Senate.

10. After a bill shall have been signed by the Speaker of the House of Representatives and by the President of the Senate, it shall be presented by said committee to the Governor, for his approbation. The said committee shall report the day of presentation to the Governor, which time shall be carefully entered on the journal of each house.

11. All resolutions and memorials which are to be presented to the Governor, shall be previously enrolled, examined, signed and presented by the committee, reported, and entry thereof made, as provided in case of bills.

12. When a bill or resolution, which shall have passed one house, is rejected in the other, information thereof shall be given to the house in which the same shall have passed.

13. When the consideration of any bill, memorial or resolution, which has originated in one house, shall be postponed in the other house to a day so distant that it will not be taken up again at the present session, the house in which such bill, memorial or resolution shall have originated shall be forthwith informed of such postponement.

14. When a bill, memorial or resolution, which has passed one house, is rejected in the other, it shall not again be introduced during the same session, without a notice of three days and leave of the the house in which it shall be renewed.

15. Each house shall transmit to the other all papers on which any bill or resolution shall be founded.

16. All joint elections shall be in the hall of the House of Representatives, and the members shall vote *viva voce*, except where the constitution has provided otherwise; and when the election is by joint ballot, the Speaker shall appoint one member of each house as tellers; and in all cases a majority of votes given shall be requisite to constitute an election.

17. While the two houses are acting together upon elections, or otherwise, questions of order shall be decided by the Speaker of the House, subject to an appeal of both houses, as though but one body was in session. A call of members of either house may be had in joint meeting by order of the house in which the call is desired.

18. Motions to postpone or adjourn shall be decided by a joint vote of both houses; and yeas and nays upon such motions, if required, shall be entered upon the journals of both houses.

19. Upon questions arising requiring the separate decision of either house, the Senate shall withdraw until the decision is made: *Provided*, that a question upon motions for call of either house shall not come within the provisions of this rule.

20. Each house shall have the liberty of ordering the printing of bills, messages and reports, without the consent of the other.

21. That whenever any message, bill, report or document shall be ordered to be printed by the Senate or House, for the use of both houses, it shall be the duty of the Secretary of the Senate, or Clerk of the House, (as the case may be) immediately to report the fact of the passage of said order to the other branch of the General Assembly, together with the number so ordered to be printed, in case it shall exceed the number ordered to be printed under the joint rules of both houses.

22. Every bill when ordered to a third reading, shall be printed in pamphlet form, in the same manner, size and type as the public laws are printed, and each Senator and Representative, and the Clerks of the House, and the Secretaries of the Senate, shall be supplied with five copies of the same.

On motion of Mr. Fuller,
So much of rule 8 as was read, was adopted.

On motion,
Rules 9 and 10, as reported, were adopted.

On motion of Mr. Fuller,
Rule 22 was adopted.

On motion of Mr. Fuller,
The Senate concurred in the report of the committee, and three hundred of the joint rules, so reported, were ordered to be printed.

Mr. Edsall offered the following resolution :

Resolved, That the chairman of the committee on municipalities be authorized to employ a clerk for such committee.

Referred to the committee on accounts and expenditures.

On motion of Mr. Flagg,
The resolution of yesterday relative to general rule of compensation to members of boards of public institutions (No. 11, of the 9th) was called up and adopted.

On motion of Mr. Eddy,
The resolution of yesterday, relative to Secretary of State furnishing necessary stationery to Enrolling and Engrossing Clerk, (No. 10 of the 9th,) was called up.

Mr. Eddy called up his resolution of yesterday, and offered the following substitute:

Resolved, That the Secretary of State be and is hereby authorized to furnish suitable rooms for the Engrossing and Enrolling Clerks, and the committee on engrossed and enrolled bills; and also, on the written order of the Engrossing and Enrolling Clerk, to furnish him with such furniture and stationery as he and his assistants may require in the discharge of their official duties.

Mr. Tincher moved its reference to the committee on accounts and expenditures.

The motion was agreed to.

On motion of Mr. Snapp,
The resolution relating to Gross' Statutes, the Supreme Court, etc., and authorizing the purchase thereof for the Senate chamber, offered yesterday, was taken up, and

Referred to the committee on accounts and expenditures.

On motion of Mr. Beveridge,
The resolution relating to the election of a President of the Senate *pro tempore*, offered yesterday, was taken up, and made special order for Wednesday, January 18th, at 11 o'clock, A. M.

The resolution offered by Mr. Pierce, on yesterday, relating to the jurisdiction of justices of the peace, was

Referred to the committee on judiciary.

Also, another resolution, offered by Mr. Pierce, on Saturday, relating to attorney's fees in certain cases, was

Referred to the committee on judiciary.

Mr. Hampton's resolution, of yesterday, proposing to simplify certain practice and pleadings, was taken up, adopted, and

Referred to a special committee of five, appointed by the President.

The President appointed, as members of the select committee on codification of the laws, Messrs. Hampton, Donahue, Tincher, Crawford and Flagg.

Mr. Crawford called up the resolution, offered by himself, yesterday, in regard to uniform laws upon matrimony and divorce in the several States ; which was

Referred to the committee on federal relations.

Mr. Crawford called up his resolution in relation to gift enterprises, etc., by religious and other societies.

Mr. Boyd moved to refer to the committee on penal institutions ; which motion was lost.

On motion of Mr. Crawford,

The resolution was referred to the committee on judiciary.

Mr. Donahue introduced

Senate bill, No. —, for "An act to regulate the reporting of the decisions of the Supreme Court of this State."

Which was read a first time, and

Referred to the committee on judiciary.

Mr. Edsall introduced

Senate bill, No. —, for "An act to prevent frauds under chattel mortgages, and for the determination of conflicting claims upon such mortgaged property."

Which was read a first time, and

Referred to the committee on judiciary.

The President announced that the report of the Judge of the First Circuit had been received ; which was

Referred to the committee on judiciary.

The President submitted the report of the Judge of the Fourth Circuit ; which was also

Referred to the committee on judiciary.

Mr. Fuller called up a bill, introduced yesterday, for "An act for the assessment of property, and for the levy and collection of taxes."

Which was being read a second time, when, at the 16th section,

Mr. Little moved to adjourn to 2 o'clock P. M. ; which motion was agreed to.

So the Senate, at 12 o'clock M., adjourned.

TWO O'CLOCK P. M.

The Senate re-assembled at 2 o'clock P. M., and was called to order by the President.

The President announced that there was no quorum present, whereupon,

Mr. Washburn moved a call of the Senate ; which being taken.

The following named Senators were found to be present:

Messrs. Bangs,
Bush,
Dore,
Early,
Eddy,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Jackson,
Jewett,
Landrigan,
Langley,
Little,
Reddick,
Richardson,

Messrs. Starne,
Strevell,
Underwood,
Van Dorston,
Voris,
Washburn,
Wilkinson,
Williams.

The following named Senators were absent:

Messrs. Alexander,
Beveridge,
Bishop,
Boyd,
Crawford,
Casey,
Donahue,
Edsall,

Messrs. Epler,
Hunter,
Kerr,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Tincher,
Vaughn,
Whiting,
Woodard.

On motion,

Further proceedings under the call were dispensed with.

The reading of Senate bill, No. 4, was continued and completed, and the bill was thus read a first time.

At 4:42 o'clock P. M.,

On motion of Mr. McNulta,
The Senate adjourned.

WEDNESDAY, JANUARY 11, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Lombard.

The journal of yesterday was being read, when,

On motion of Mr. Strevell.

The further reading of the same was dispensed with.

The President presented the report of the Judge of the Fifth Judicial Circuit; which was,

On motion of Mr. Boyd,

Referred to the committee on judiciary.

Mr. Snapp presented the report of Hon. Josiah Roberts, Judge of the Eleventh Judicial Circuit; which was

Referred to the committee on judiciary.

Mr. Marsh presented the petition and resolution of the board of supervisors of DeKalb county, for an amendment to the license laws; which was

Referred to the committee on counties.

Mr. Kerr asked leave of absence for Mr. Bangs, until Friday; which was granted.

Mr. Crawford, from the committee to whom was referred Senate bill No. 5, and House bill No. 8, with a substitute, reported back the substitute, with amendments.

They were read a first time by the Secretary.

Mr. Strevell offered the following amendment to substitute for Senate bill, No. 5:

Strike out section 4 and insert the following: "This act having received the affirmative votes of two-thirds of all the members elected to each house of this General Assembly, is declared to be a law, in force from and after its passage."

The yeas and nays being demanded on the adoption of the amendment,

It was decided in the negative, as follows : { Yeas.....10
Nays.....31

Those voting in the affirmative are,

Messrs. Bush,
Dore,
Eddy,
Hampton,

Messrs. Kerr,
Landrigan,
McNulta,

Messrs. Reddick,
Strevell,
Wilkinson.

Those voting in the negative are,

Messrs. Beveridge,
Boyd,
Crawford,
Donahue,
Early,
Edsall
Flagg,
Fuller,
Gibson,
Holcomb,
Hunter,

Messrs. Jackson,
Jewett,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Richardson,
Senter,

Messrs. Shephard,
Snapp.
Starne,
Tinchier,
Underwood,
Van Dorston,
Vaughn,
Washburn,
Whiting,
Williams,
Woodard.

The report of the committee was then concurred in, the original bills laid on the table, and the substitute ordered to a second reading.

At 12:26 o'clock P. M.,

On motion of Mr. McNulta,

The Senate adjourned to 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

The President announced the report of the Judge of the Twenty-first Circuit.

Referred to the committee on judiciary.

The President also announced the report of the convention of judges, held in the capitol on the 10th and 11th instants.

At a meeting of the Circuit Judges, on the 10th and 11th of January, 1871, it was resolved to be impracticable, at this session, to equalize all the judicial districts of the State; and with a view to equalize labor as far as possible, the judges most at leisure may be authorized to hold county or other circuit courts by request; and the judges recommend the passage of a law, to continue in force until the next election, authorizing the holding of courts in two or more counties of the same circuit, or the holding separate courts, auxiliary to the circuit court, with authority to impanel jurors.

The judges recommend the passage of a law authorizing the appointment of official reporters.

They also recommend the establishment of uniform rules of practice.

They resolved that it would be improper for them to make suggestions to the General Assembly of amendments to existing laws, as the duty imposed by the 31st section of article 6, of the constitution, re-

quires such reports to be made to the Judges of the Supreme Court. At the same time they are of the opinion, while disclaiming the right, it does not seem disrespectful thus far.

Referred to the committee on judiciary.

Mr. Underwood presented the report of the Judge of the Twenty-fourth Circuit, and asked that it be referred to the committee on judiciary.

It was so referred.

Mr. Flagg presented a petition from colored citizens, relating to the difficulty of getting admission to the State common schools; which was

Referred to the committee on education.

Mr. Hampton reported back the resolution on diagrams, with recommendation that the resolution be laid on the table; which recommendation was concurred in by the Senate.

Mr. Beveridge offered the following resolution; which laid over, under the rule:

Resolved, That the Secretary of State be authorized and instructed to have printed 300 copies of a tabular statement of the census of 1870, of the State of Illinois, showing the population of each county, and 100 copies of a like statement of the census of Cook county, showing the population of each town in the county and of each ward in the city of Chicago; and to furnish 100 outline maps of the State of Illinois, 25 outline maps of Cook county, and 25 outline maps of the city of Chicago, for the use of the committee on apportionment and the members of the Senate.

Mr. Jackson offered the following resolution:

A joint resolution instructing the Senators and requesting the Representatives in Congress to endeavor to obtain an appropriation for the improvement of the navigation of the Wabash River.

Be it resolved by the General Assembly of the State of Illinois, That her Senators in Congress be instructed, and her representatives requested, to use all proper means to obtain an appropriation for the improvement of the navigation of the Wabash River, and that the Governor be requested to transmit a copy of this resolution to each Senator and Representative from this State.

On motion of Mr. Harlan,

The rules were suspended and the resolution adopted.

Mr. Strevell, by consent, offered the following resolution; which laid over, under the rule:

Resolved, That the judiciary committee be requested to introduce a bill abolishing the present grand jury system, so far as it now applies to misdemeanors, if, after examination of the subject, they deem it expedient to do so.

Mr. Pierce introduced

Senate bill, No. 4, for "An act to pay the members, officers and employees of the Twenty-seventh General Assembly."

Which was read a first time, and

Referred to the committee on finance.

Mr. Fuller called up Senate bill, No. 4, (which was read a first time yesterday), for amendment and reference.

Mr. Starne offered an amendment to Senate bill, No. 4, entitled "An act for the assessment of property, and for the levy and collection of taxes:" To strike out section 18, etc.

Mr. Richardson offered an amendment to Senate bill, No. 4, entitled "An act for the assessment of property, and for the levy and

collection of taxes :” requiring entry of name of person paying taxes, on margin.

Mr. Snapp offered an amendment to Senate bill, No. 4, entitled “An act for the assessment of property, and for the levy and collection of taxes.”

Mr. Richardson offered an amendment to Senate bill, No. 4, entitled “An act for the assessment of property, and for the levy and collection of taxes.”

Mr. Little offered an amendment to Senate bill, No. 4, entitled “An act for the assessment of property, and for the levy and collection of taxes.”

Mr. Bush offered an amendment to Senate bill, No. 4, entitled “An act for the assessment of property, and for the levy and collection of taxes.”

Mr. Woodard offered an amendment to Senate bill, No. 4, entitled “An act for the assessment of property, and for the levy and collection of taxes.”

Mr. Strevell offered an amendment to Senate bill, No. 4, entitled “An act for the assessment of property, and for the levy and collection of taxes.”

Mr. Strevell offered an amendment to Senate bill, No. 4, entitled “An act for the assessment of property, and for the levy and collection of taxes.”

Mr. Hampton offered an amendment to Senate bill, No. 4, entitled “An act for the assessment of property, and for the levy and collection of taxes.”

Mr. Washburn offered an amendment to Senate bill, No. 4, entitled “An act for the assessment of property, and for the levy and collection of taxes.”

Mr. Washburn offered an amendment to Senate bill, No. 4, entitled “An act for the assessment of property, and for the levy and collection of taxes.”

Mr. Washburn offered an amendment to Senate bill, No. 4, entitled “An act for the assessment of property, and for the levy and collection of taxes.”

Mr. Hunter offered an amendment to Senate bill, No. 4, entitled “An act for the assessment of property, and for the levy and collection of taxes.”

Mr. Crawford offered an amendment to Senate bill, No. 4, entitled “An act for the assessment of property, and for the levy and collection of taxes.”

Mr. McNulta offered an amendment to Senate bill, No. 4, entitled “An act for the assessment of property, and for the levy and collection of taxes.”

Mr. Woodard offered an amendment to Senate bill, No. 4, entitled “An act for the assessment of property, and for the levy and collection of taxes.”

The bill, with the amendments, was then
Referred to the committee on revenue.

Mr. Flagg introduced

Senate bill, No. 15, for "An act for the relief of the prosecuting attorney of the city of Alton."

Which was read a first time, and,
Referred to the committee on finance.

Mr. Flagg introduced

Senate bill, No. 16, for "An act to provide for the holding of Roman Catholic churches, cemeteries, colleges and other property."

Which was read a first time.

Mr. Tincher offered an amendment to Senate bill, No. 6, entitled "An act to provide for the holding of Roman Catholic churches, cemeteries, colleges and other property."

The bill, with the amendment, was then
Referred to the committee on corporations.

Mr. Underwood introduced

Senate bill, No. 7, for "An act to regulate the manner of applying for reprieves, commutations and pardons."

Which was read a first time, and
Referred to the committee on judiciary.

Mr. Fuller called up Senate bill, No. 6, entitled "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State," for amendment and reference.

Mr. Holcomb offered an amendment to Senate bill, No. 6.

Mr. Underwood offered an amendment to Senate bill, No. 6.

Mr. Vaughn offered an amendment to Senate bill, No. 6.

On motion of Mr. Fuller,

The bill (Senate bill, No. 6) was, with the amendments,
Referred to the committee on railroads and warehouses.

Mr. Underwood's resolution, relating to feudal rules of parliamentary law, etc., was taken up.

On motion of Mr. Hampton,

The resolution was referred to the committee on constitutional reform, when appointed.

Mr. Landrigan's resolution, of yesterday, relative to communication with the Executive Board of the State Agricultural Society, was taken up and adopted.

At 3:56 o'clock P. M.,

On motion of Mr. Snapp,
The Senate adjourned.

THURSDAY, JANUARY 12, 1871.

The Senate met at 10 o'clock, and was called to order by the President.

Prayer by the Rev. Mr. Carnahan.

The journal of yesterday was being read, when,

On motion of Mr. Crawford,
The further reading of the same was dispensed with.

The President made the following announcement relating to joint committee on enrolled and engrossed bills:

Joint committee on enrolled and engrossed bills, on the part of the Senate, Messrs. Eddy and Flagg.

Mr. Marsh, from the committee on public buildings, asked information as to the scope of the duties of said committee.

Mr. Flagg offered the following resolution; which laid over, under the rule:

Resolved, That the Governor be requested to communicate to this House any information, documentary or otherwise, that he may have in his possession, relating to the location and building of the Southern Illinois Normal University.

Mr. Snapp offered the following resolution; which laid over, under the rule:

Resolved, That it is the understanding of the Senate of the 27th General Assembly, that the law of 1869, entitled "An act to fund and provide for paying the railroad debts of counties, townships, cities, towns," was repealed by section 6, of article 9, and by section 17, of article 4, and by section 18 of the same article, in the amended constitution; and that such act is not at the present time the law of the land, and is not in force.

Mr. Langley offered the following resolution; which laid over, under the rule:

Resolved, That the Governor be requested to communicate to the Senate any information in his possession, proper for the Senate to know, relating to the condition of the State Arsenal and Adjutant General's office.

Mr. Tincher offered the following resolution; which laid over, under the rule:

Resolved, That the committee on corporations be and are hereby requested to inquire into the expediency and necessity of telegraph offices being established and maintained in towns and cities having a population of one thousand or more inhabitants, and being situated on any line of telegraph.

Mr. Holcomb offered the following resolution; which laid over, under the rule:

Resolved, That the Sergeant-at-arms be instructed to have Senate rules Nos. 17, 37 and 38, posted conspicuously in the lobbies of the Senate Chamber.

Mr. Crawford offered the following resolution; which laid over, under the rule:

Resolved, That the committee on roads and highways be instructed to prepare a bill at an early day for establishing and opening roads and cartways connecting with a public road for private use.

Mr. Underwood offered the following resolution; which laid over, under the rule:

Resolved, That the committee on judiciary inquire into the expediency of simplifying the proceedings and practice in civil cases in courts of justice in this State, in order to facilitate the speedy and prompt trial of all causes on their merits, by providing by law—

1st That no objection shall be sustained to the mere form of action, where a good cause of action is set forth in a declaration.

2d. That two or more amendments shall, as a matter of right, be allowed to all proceedings.

3d. That no amendment to a declaration shall be ground of continuance unless the court is satisfied that it occasioned surprise, and thereby prevented the defendant from being prepared for trial.

4th. That amendments may be made changing the parties, plaintiff and defendants at law as in cases in equity.

Mr. Beveridge's resolution, relating to printing of census returns, was called up and adopted.

Mr. Streveill's resolution, relating to the abolishment of the grand jury system, was called up, and

Referred to the committee on judiciary.

Mr. Snapp offered the following resolution; which laid over, under the rule:

Resolved, That the Governor be requested to furnish and send to the Secretary of the Senate, the report or reports of the commissioners of the Joliet Penitentiary, for the years 1869 and 1870, for the use of the Senate.

Mr. Edsall introduced

Senate bill, No. 18, for "An act concerning officers *de facto*."

Which was read a first time, and

Referred to the committee on judiciary.

Mr. Jewett introduced

Senate bill, No. 19, for "An act fixing the salaries of Judges of the Supreme Court, and providing for the payment of them."

Which was read a first time.

Mr. Boyd offered an amendment to Senate bill No. 19.

Mr. Tinchier offered an amendment to Senate bill No. 19.

Mr. McNulta offered an amendment to Senate bill No. 19.

Mr. Beveridge offered an amendment to Senate bill No. 19.

Mr. Pierce offered an amendment to Senate bill No. 19.

Mr. Eddy offered an amendment to Senate bill No. 19.

Mr. Langley offered an amendment to Senate bill No. 19.

Mr. Vaughn offered an amendment to Senate bill No. 19.

Mr. Underwood offered an amendment to Senate bill No. 19.

The bill (Senate bill, No. 19,) with the amendments, was then

Referred to the committee on fees and salaries.

Mr. Voris introduced

Senate bill, No. 20, for "An act to authorize counties to equalize bounties among drafted men in the late war."

Which was read a first time, and

Referred to the committee on military affairs.

Mr. Crawford, as chairman of the committee on finance, asked leave to report a bill.

Leave was granted.

Mr. Crawford reported Senate bill, No. 14, for "An act to pay the members, employees and officers of the General Assembly."

Recommending, as an amendment, the striking out of the preamble and the insertion of a substitute.

The report of the committee was concurred in.

The question being, "Shall the bill be read a second time?" it was agreed to.

The Secretary read the bill (Senate bill, No. 14,) a second time.

Mr. Van Dorston moved that the bill be laid upon the table, and 200 copies printed.

Mr. Starne moved to lay the motion on the table.

The motion of Mr. Starne was agreed to.

• The question being, "Shall the bill be ordered to be engrossed for a third reading?" it was agreed to, and the bill

Ordered to be engrossed for a third reading.

The President stated that he had received a communication from the Auditor, in answer to an inquiry from the Senate, which he would now present.

The Secretary read the communication, as follows :

HON. JOHN DOUGHERTY,

President of the Senate :

SIR—In accordance with the following resolution of the Senate, adopted on the 6th instant :

Resolved, That the Secretary of State and Auditor be requested to furnish to the Senate, as early as possible, the following information :

1. The actual cost to the State, for the years 1868 and 1869, of the registers and blanks distributed for the purpose of carrying out the election registry law.

2. The express charges thereon, if paid here ; if not paid here, the estimated amount thereof.

3. The amount paid to the boards of registry and their clerks in this State, during those years, as nearly as can be estimated or ascertained.

4. All other expenses of operating said law.

I have the honor to submit the following replies :

1st. The amount paid for printing registry blanks by the State, for the years 1868 and 1869, is \$33,248 40.

2d. The *estimated* amount of expenses for the shipment and delivery of registry blanks for said years, part paid by the State and part by the counties, is \$600.

3d. The *estimated* amount paid by registry boards at 1662 voting places in the State, at an average of \$20 dollars each voting place, for one general election in 1868 and one in 1869, is for each election \$33,240, or for the two years \$66,480—making a total of \$100,328 40.

4th. I am not aware of any other expenses necessary to be incurred in operating the registry law.

Yours, respectfully,

C. E. LIPPINCOTT,
Auditor of Public Accounts.

The communication was referred to the committee on elections.

Mr. Crawford called up Senate bill, No. 5, now upon its second reading, viz : "A bill for an act to provide for the purchasing of coin, and the payment of the State debt."

The bill was read a second time.

Mr. Crawford moved that the bill be placed on file and ordered to a third reading.

The motion was agreed to.

On motion of Mr Boyd,

Fifty copies of Senate bill No. 5 were ordered printed.

Mr. Kerr offered the following resolution :

Resolved, That the assent of the Senate to rule 22, of joint rules, be rescinded, and that that rule be referred back to the committee on joint rules, for modification or amendment.

On motion of Mr. Underwood,

The rule was suspended, and the resolution was adopted.

Mr. Reddick asked suspension of the rules, to introduce a bill.

Leave was granted.

Mr. Reddick introduced

Senate bill, No. 21, for "An act to authorize the Supervisors of LaSalle county to purchase a lot of ground and build a jail thereon."

Which was read a first time, and

Referred to the committee on judiciary.

Mr. Flagg, by unanimous consent, offered the following resolution :

Resolved, That the use of this hall be granted to the officers of the State Agricultural Society and of the Illinois Industrial University, for the purpose of holding agricultural lectures and discussions, on the evenings of January 12th, 13th, 16th, 17th and 18th.

Mr. Flagg moved to further suspend the rule.

The yeas and nays being called,

It was decided in the affirmative, as follows: { Yeas..... 36
Nays..... .. 10

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Boyd,
Bush,
Hampton,
Kerr,

Messrs. Lanning,
McNulta,
Shephard,

Messrs. Snapp,
Williams,
Woodard.

Mr. Fuller then moved the previous question.

The motion for the previous question was agreed to, and the main question ordered.

The question being upon the adoption of the resolution, the yeas and nays were ordered, and being taken,

It was decided in the affirmative, as follows: { Yeas..... 39
Nays..... .. 7

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Boyd,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Crawford,
Lanning,

Messrs. McNulta,
Shephard,

Messrs. Snapp,
Williams.

So the resolution offered by Mr. Flagg was agreed to.

Mr. McNulta offered the following resolution ; which was entertained under a suspension of the rules :

Resolved, That the chairmen of each of the following named committees be and they are hereby authorized to employ one clerk, at the salary allowed to other clerks, for each of their respective committees, for so long a time as the services of such clerk may be actually necessary and certify such necessity, together with the length of time such clerk may be employed, to the Senate, viz: Judiciary, railroads and warehouses, finance, revenue, municipalities, insurance, corporations, state charitable institutions, penal institutions, public buildings, education, apportionment, and engrossed and enrolled bills; and each of such chairmen are directed not to employ any clerk, whenever the services of any clerk already engaged by the Senate can be procured.

The resolution was laid over, under the rule.

Mr. Little moved that the Senate do now adjourn.

The motion was agreed to.

So the Senate, at 12:24 o'clock, adjourned.

FRIDAY, JANUARY 13, 1871.

Senate met pursuant to adjournment, Lieutenant Governor Dougherty in the chair.

Prayer by the Rev. Mr. Paynter.

The journal of yesterday was read by the Secretary.

Mr. Eddy, from the committee on enrolled and engrossed bills, made the following report :

MR. PRESIDENT: The committee on enrolled and engrossed bills beg leave to report the following bill properly engrossed :

Senate bill, No. 14, for "An act to pay the members, officers and employees of the Twenty-seventh General Assembly."

J. W. EDDY, *Chairman*.

Mr Flagg offered the following resolution ; which was read by the Secretary, and laid over under the rule:

Resolved, That the committee on printing be instructed to inquire into the expediency of abolishing the present system of public printing, so far as relates to the publication of the Transactions of the State Agricultural Society, and of the Reports of the State Educational, Charitable, Penal and Reformatory Institutions, and of substituting therefor the appropriation of such amounts as will enable said institutions to print their reports at their own expense.

Mr. Nicholson offered the following resolution ; which was read by the Secretary, and laid over, under the rule :

Resolved, That the committee on education be and are hereby requested to inquire into the expediency of abolishing the office of County Superintendent of Schools, and report by bill or otherwise.

Mr. Bangs offered the following resolutions ; which laid over, under the rule :

Resolved, That the committee on education be requested to inquire into the propriety and expediency of a law establishing a uniformity of text books in the public schools throughout the State.

Resolved, That the committee on education be instructed to inquire into the expediency of an act establishing a system of compulsory education.

Mr. Donahue offered the following resolution ; which was read by the Secretary, and laid over, under the rule :

Resolved, That when bills of a special character, of the kind known as special legislation under the new constitution, are introduced in the Senate, the same shall be referred, without reading, to the appropriate committee for their consideration.

Mr. Underwood offered the following resolution ; which was read by the Secretary, and laid over, under the rule :

Resolved, That the committee on judiciary take into consideration the propriety of requiring, by law, all foreign life and fire insurance companies to deposit sufficient securities in their State to indemnify all persons in this State who may take policies in such companies.

Mr. Langley offered the following resolution :

WHEREAS the Governor did, on the second day of August last, as appears by his late message, deposit to his own credit, with the bank of J. Bunn, Springfield, Ill., the sum of \$39,023 78, the proceeds of a draft drawn in favor of the Governor by the Treasurer of the United States, in part payment of the claims of this State, subject to the order of the Penitentiary Commissioners, for the purpose of supplying the deficiency in the Penitentiary fund, then nearly exhausted, without authority of law so to do ; and it further appearing, from said message, that the alternative was before the Governor, either to dispose of said sum of money as aforesaid, or convene the General Assembly by proclamation, in order that an additional appropriation might be made for supplying such deficiency, which last act would have been attended with great expense to the State ; therefore,

Resolved, That, in the opinion of the Senate, the Governor was fully justified, under all the circumstances, in making such disposition of the sum of money named, as would best contribute to the necessities and relieve the sufferings of the inmates of the penitentiary, and that the committee on judiciary be instructed to report a bill, if necessary, for an act to indemnify the Governor against any and all liability in the premises.

Which was referred to committee on finance.

A message from the House of Representatives, by Mr. Reese.

Mr. President : I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit :

Resolved by the House of Representatives, the Senate concurring herein, That five hundred copies of the list of the standing committees of the Senate and House of Representatives of the Twenty-seventh General Assembly be printed, for the use of the Senate and House of Representatives.

In the adoption of which I am directed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Reese.

Mr. President : I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit :

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be and he is hereby requested to communicate with the members of the late Constitutional Convention, and request them, upon the part of this General Assembly, that they donate five copies each of the printed Debates of the Constitutional Convention, in order that each member of this Legislature may be supplied with a copy without charge.

In the adoption of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. ———.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit:

Be it resolved by the General Assembly of the State of Illinois, That her Senators in Congress be instructed, and her representatives requested, to use all proper means to obtain an appropriation for the improvement of the navigation of the Wabash River, and that the Governor be requested to transmit a copy of this resolution to each Senator and Representative from this State.

Mr. Little offered the following resolution; which was read by the Secretary, and laid over, under the rule:

WHEREAS there are a large number of incurable insane persons in this State, confined in the jails and poor houses of the various counties, and many of them are supposed to be in a neglected and suffering condition for the want of a proper home; and whereas it is believed that their sad condition would be greatly ameliorated, and a great saving had in the aggregate expense in their care to the people of this State, by their support in institutions owned and managed by the State; therefore,

Resolved, That the committee on state charitable institutions be requested to consider the subject contained in the above preamble, and report thereon at an early day, by bill or otherwise.

Mr. Underwood offered the following resolution; which was read by the Secretary:

Resolved, That the commissioners appointed under the act entitled "An act to provide for a revision of the Statutes," approved March 8th, 1869, be requested to report, at their earliest convenience, so much of the Revised Statutes as they have completed, that early action may be had thereon.

On motion of Mr. Underwood,

The rules were suspended and the resolution adopted.

Mr. Hampton offered the following resolution; which was read by the Secretary, and laid over, under the rule:

Resolved, That the committee on judiciary be requested to frame an act amendatory to the laws now in force in relation to the sale of intoxicating drinks, so that any person who shall either sell or give the same away, without a license, may be fined in any sum not less than thirty nor more than one hundred dollars for each offense.

The resolution introduced by Mr. Flagg, yesterday, requesting the Governor to communicate any information in his possession relating to the location and building of the Southern Illinois Normal University, was taken up, read by the Secretary, and adopted.

Mr. Snapp's resolution, of yesterday, relating to law of 1869, funding railroad debts of townships, etc., was called up.

On motion of Mr. Snapp,

The resolution was laid on the table.

Mr. Langley's resolution, of yesterday, requesting the Governor to communicate any information in his possession relating to the condition of the State Arsenal and Adjutant General's Office, was called up and amended by striking out "proper for Senate to know."

On motion of Mr. Langley,

The resolution, as amended, was then adopted.

Mr. Tincher moved that his resolution, introduced yesterday, in relation to telegraph offices, be referred to the committee on corporations.

The resolution was so referred.

Mr. Holcomb's resolution, of yesterday, in relation to rules 17, 37 and 88, was taken up and adopted.

Mr. Crawford moved that his resolution, offered yesterday, relating to private ways, be referred to the committee on roads and highways. The resolution was so referred.

The resolution offered by Mr. Underwood, yesterday, relating to simplification of practice, was called up, amended, and

Referred to the committee on judiciary.

Mr. Snapp's resolution, of yesterday, relating to reports of the Joliet Penitentiary, was called up, and,

On motion of Mr. Snapp,

The resolution was adopted.

Mr. Reddick introduced

Senate bill, No. 22, for "An act to authorize counties to build new court houses and jails."

Which was read a first time.

Mr. Bangs offered an amendment to Senate bill No. 22; which was read.

The bill, with amendment, was referred to the committee on judiciary.

Mr. Langley introduced

Senate bill, No. 23, for "An act to equalize the judicial districts of the State."

Which was read a first time.

Mr. Van Dorston offered an amendment to Senate bill No. 23.

Mr. Eddy offered an amendment to Senate bill No. 23.

Mr. Nicholson offered an amendment to Senate bill No. 23.

Mr. Snapp offered an amendment to Senate bill No. 23.

Mr. McNulta offered an amendment to Senate bill No. 23.

Mr. Beveridge offered an amendment to Senate bill No. 23.

Mr. Beveridge offered an amendment to Senate bill No. 23.

Mr. Strevell offered an amendment to Senate bill No. 23.

Mr. Williams offered an amendment to Senate bill No. 23.

Mr. Donahue offered an amendment to Senate bill No. 23.

Mr. Underwood offered an amendment to Senate bill No. 23.

The amendments were read, and the bill (Senate bill No. 23), together with amendments, was

Referred to the committee on judiciary.

Senate bill, No. 5, for "An act to authorize the State Treasurer and Auditor to purchase coin," having been printed, was read a third time, at large.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, { Yeas..... 46
Nays..... 00

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Crawford,

Messrs. Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall

Messrs. Epler,
Flagg,
Fuller,
Gibson,
Hampton,
Holcomb,

Messrs. Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Snapp,
Solomon,
Starne,
Strevel,
Tincher

Messrs. Underwood,
Van Dorston,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of M. Epler,

The title of the bill was amended by adding, "for the purpose of paying State indebtedness."

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Pierce,

One hundred copies of Senate bill No. 14, providing for the pay of officers and members, was ordered printed.

The message of the House of Representatives, this morning, concurring in the printing of five hundred copies of the lists of standing committees, was then taken up and concurred in by the Senate.

The message of the House of Representatives, of this morning, relating to requesting the Secretary of State to correspond with the members of the late Constitutional Convention, was taken up.

The Senate refused to concur with the House in the adoption of the resolution.

Mr. Marsh asked leave of absence for Mr. Harlan, till Monday next; which was granted.

The following gentlemen asked and obtained leave of absence, till Monday: Messrs. Beveridge, Underwood, Nicholson, Tincher, McNulta, Flagg, Hampton and Little.

At 11:25 o'clock,

On motion of Mr. Eddy,
The Senate adjourned.

SATURDAY, JANUARY 14, 1871.

Senate met, pursuant to adjournment.

The journal of yesterday was read by the Secretary.

On motion of Mr. Pierce,

Leave of absence was granted Mr. Langley until Tuesday morning next.

The President presented the report of the Judge of the Nineteenth Judicial Circuit; which was

Referred to the committee on judiciary.

On motion of Mr. Alexander,

Leave of absence was granted Senator Van Dorston until Tuesday morning next.

The President presented the report of the Commissioners on the revision of the Statutes, as follows :

The committee on revision report the following chapters of their revision :

1. On practice in courts of record.
2. On ejectments.
3. On administration of estates.
4. On descent of property.
5. On wills.
6. On warehouses.

They also report a revision of nearly all the public statutes, but beg a delay of a few days for their report, on account of the absence of Hon. Wm. E. Nelson, one of the committee.

H. B. HURD,
M. SCHAFER,
Commissioners.

On motion of Mr. Fuller,

The first five articles were referred to the committee on judiciary, and the sixth article to the committee on railroads and warehouses.

Mr. Richardson presented a petition for the modification of existing laws relating to the garnishee process; which was read by the Secretary, and

Referred to the committee on judiciary.

Mr. Fuller, from the committee on railroads and warehouses, reported back

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State,"

With amendments, and recommended the adoption of the amendments.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Message to the Senate, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a communication, with accompanying papers :

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILLINOIS, *January 13th*, 1871.

HON. JOHN DOUGHERTY, *President of the Senate* :

SIR—At the request of the Board of Trustees of the Antietam National Cemetery, who are represented by G. L. Cranmer, Esq., of West Virginia, I have the honor to transmit to you, to be laid before the Senate, certain papers explanatory of the progress made by the Board of Trustees in the prosecution of their patriotic enterprise, and of their plans to do honor to the memory of the men who perished at Antietam, South Mountain and Monocacy.

The papers themselves furnish all the information necessary; and I can not doubt that everything will be done that will, as far as possible, pay the debt the people of Illinois are always ready to acknowledge, to the memory of the Sons of the Republic who gave their lives in its defense.

JOHN M. PALMER.

Mr. Bangs, from the committee on fees and salaries, reported back Senate bill, No. 19, for "An act fixing the salaries of Judges of the Supreme Court, and providing for the payment of the same,"

With amendments, filling the blank with \$8,000, and giving effect on the 1st of July, and recommended the passage of the bill, as amended.

The Senate refused to concur with the committee in the adoption of the amendments, and the bill was then

Ordered to a second reading.

A message from the House of Representatives, by Mr. Reese.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolutions, to-wit:

WHEREAS, since the location of the Federal Capital on the eastern confines of the Republic, the States and the people of the Union have extended westward from the Alleghanies to the Pacific Ocean, and southward to the Gulf of Mexico and the Rio Grande, embracing an area of territory and volume of population not contemplated at the date of such location; and whereas all experience shows that relative equality of access to the Federal Capital, between all sections of the country, is essential to a just and equal hearing and consideration, by the authorities of the General Government and departments of the same, of public questions and interests variously affecting different sections of the Union; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress be instructed and our Representatives in Congress be requested to give their support to all proper measures tending to the speedy location of the Federal Capital at or near the centre of the population of the Republic.

Resolved, That His Excellency, the Governor, be requested to transmit a copy of this resolution to each of our Senators and Representatives in Congress.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Washburn offered the following resolution; which was read by the Secretary, and laid over, under the rule:

Resolved by the Senate, the House of Representatives concurring herein, That our Representatives in Congress be requested, and our Senators instructed, to use all honorable means to have the Capital of the United States removed to some locality in the Mississippi Valley at as early a period as practicable; and that, thereunto, they vote against and resist all further appropriation for government buildings and extension thereof, at the present seat of government.

On motion of Mr. Beveridge,

The rule was suspended, and it was

Resolved by the Senate, the House of Representatives herein concurring, That on Tuesday, the 17th day of January, inst., at eleven o'clock A. M., each house shall, by itself, and in manner prescribed by the act of Congress approved July 25, 1866, name a person for Senator in Congress from the State of Illinois, for the term of six years from the 4th day of March, A.D. 1871; and on Wednesday, the 18th inst., at twelve o'clock, meridian, the members of the two houses shall convene in joint assembly in the hall of the House of Representatives, and in the manner prescribed in said act declare the person who has received a majority of the votes in each house, if any one person has received such majority, duly elected Senator to represent the State of Illinois in the Congress of the United States, for the term aforesaid; and if no one person has received such majority, then proceed as prescribed in said act, in joint assembly to choose a person for the purpose aforesaid.

Mr. Bangs offered the following resolution ; which was read by the Secretary, and laid over, under the rule :

Resolved, That the committee on printing be instructed to inquire into the expediency of having the enactments of this General Assembly published in one or more of the papers of every county in the State having a paper.

Mr. Starne introduced

Senate bill, No. 24, for "An act to provide for the investment of the funds in the State Treasury, belonging to the State debt fund, in the securities of the United States."

Which was read at large a first time, and

Referred to the committee on finance.

Mr. Eddy introduced

Senate bill, No. 25, for "An act to regulate the jurisdiction of the Court of Common Pleas in the cities of Aurora and Elgin, and changing the terms of said courts, and for other purposes."

Which was read a first time, and

Referred to the committee on judiciary.

Mr. Richardson introduced

Senate bill, No. 26, for "An act for the relief of Robert Tillson & Co."

Which was read a first time, and

Referred to the committee on finance.

Mr. Richardson introduced

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city thereto."

Which was read a first time, and

Referred to the committee on municipalities.

Mr. Kerr introduced

Senate bill, No. 28, for "An act to amend an act entitled 'an act providing for the sale of lands received by the State in satisfaction of judgments,' approved March 25, 1869."

Which was read at large a first time, and

Referred to the committee on finance.

On motion of Mr. Strevell.

A call of the Senate was ordered.

The following named Senators (35) were found to be present:

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Fuller,

Messrs. Gibson,
Hampton,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Lanning,
Little,
Marsh,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson.

The following named Senators (15) were absent:

Messrs. Bishop,
Bush,
Casey,
Flagg,
Harlan,

Messrs. Langley,
McNulta,
Nicholson,
Shephard,
Snapp,

Messrs. Tincher,
Underwood,
Van Dorston,
Williams,
Woodard.

On motion of Mr. Strevell,

Further proceedings under the call were dispensed with.

The question then being on the passage of Senate bill No. 14,

Mr. Pierce moved that Senate bill, No. 14, for "An act to pay the members, officers and employees of the Twenty-seventh General Assembly," be laid on the table till Monday next, and be made the special order for 11 o'clock; which motion was lost.

Senate bill, No. 14, for "An act to pay the members, officers and employees of the Twenty-seventh General Assembly," having been printed,

Was read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the affirmative,	{	Yeas.....	35
		Nays.....	00

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Fuller,

Messrs. Gibson,
Hampton,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Lanning,
Little,
Marsh,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

On motion of Mr. Boyd,

Leave of absence was granted Mr. Casey, on account of sickness.

The consideration of Senate bills on second reading being in order, Senate bill No. 6 was laid on the table, and made the special order for Tuesday, January 17th, at 2 o'clock P. M.

Senate bill, No. 19, for "An act fixing the salaries of Judges of the Supreme Court, and providing for the payment of the same," was taken up.

Mr. Alexander offered the following amendment; which was adopted:

Strike out the words "time of the passage of this act," and insert "from and after the first of July next."

Mr. Little offered an amendment to Senate bill No. 19.

Mr. Bangs offered an amendment to Senate bill No. 19.

On motion of Mr. Boyd,
Senate bill No. 19, was made the special order for Thursday next,
at 11 o'clock A. M.

On motion of Mr. Fuller,
The Governor's communication in relation to the Antietam Cemetery, was

Referred to the committee on military affairs.

On motion of Mr. Boyd,
The message from the House, concerning removal of the National Capital, was

Referred to the committee on federal relations.

On motion of Mr. Washburn,
The rule was suspended, and the resolution introduced this morning,
concerning the removal of the National Capital, was taken up, and
Referred to the committee on federal relations.

Mr. Flagg's resolution, of yesterday, relating to the printing of
matter pertaining to the Agricultural Society, was called up, and,

On motion of Mr. Flagg,
The resolution was adopted.

Mr. Nicholson's resolution, of yesterday, relating to the abolishment
of the office of County Superintendent of Schools, was called up and
adopted.

Mr. Bangs' resolution, of yesterday, relating to a uniformity of text
books in schools, was taken up and adopted.

Mr. Bangs' resolution, of yesterday, relating to a system of compulsory
education, was taken up and adopted.

Mr. Donahue's resolution, of yesterday, relating to special legislation,
was taken up, and

Referred to the committee on rules.

Mr. Underwood's resolution, of yesterday, relating to insurance securities,
was taken up and adopted.

Mr. Little's resolution, relating to the care of the incurable insane,
was taken up and adopted.

Mr. Hampton's resolution, of yesterday, requesting the committee
on judiciary to frame an act amendatory to the laws now in force in
relation to the sale of intoxicating drinks, was taken up, read by the
Secretary, and adopted.

Mr. Flagg, under a suspension of the rules, presented a communication,
with accompanying documents, from a committee of the State Horticultural
Society, comprising a petition of said society, praying for the enactment
of a law to encourage the planting and cultivation of forest trees upon the
prairies; which was

Referred to the committee on agriculture and drainage.

Mr. Flagg introduced
Senate bill, No. 29, for "An act for the encouragement of tree planting
upon the prairies."

Which was read at large a first time.

Mr. Eddy offered an amendment to Senate bill No. 29.

The bill, with the amendment, was then

Referred to the committee on agriculture and drainage.

On motion of Mr. Fuller,

The Senate, at 12:09 o'clock P. M., adjourned.

MONDAY, JANUARY 16, 1871.

The Senate met at 10 o'clock, and was called to order by the President.

Prayer by the Rev. Dr. Bergen.

The journal of Saturday was being read, when,

On motion of Mr. Fuller,

The further reading of the same was dispensed with.

It appearing, from the journal, that Senate bill No. 27 was referred to the committee on municipalities, instead of the judiciary committee, and several Senators approving of that reference, the entry on the journal was allowed to stand.

Mr. Harlan presented a communication from Ida H. Kepley, praying for the passage of an act in amendment of the law in relation to the rights of married women.

The petition was read by the Secretary, and

Referred to the committee on judiciary.

Mr. Casey offered the following resolution ; which was read by the Secretary, and laid over, under the rule :

Resolved, That the committee on railroads and warehouses be requested to inquire into the expediency of establishing an equitable rate of charges for the transportation of merchandize or other property carried by express companies in this State ; and said committee report by bill or otherwise.

Mr. Whiting offered the following resolution ; which was read by the Secretary, and laid over, under the rule :

Resolved, That the public interest and public sentiment demand some legislation for the better protection of society against the evils of the liquor traffic.

Mr. Senter offered the following resolution ; which was read by the Secretary, and laid over, under the rule :

Resolved, That the committee on agriculture and drainage be instructed to inquire into the propriety of reporting a bill repealing that part of the law which authorizes county agricultural societies to draw, annually, one hundred dollars each from the State Treasury.

Mr. Casey offered the following resolution ; which was read by the Secretary, and laid over, under the rule :

Resolved, That the committee on judiciary be requested to inquire into the expediency of amending the law governing the sale of personal property on execution, so as to require the same to be sold for not less than two-thirds of its actual value ; and that said committee report by bill or otherwise.

Mr. Crawford offered the following resolution ; which was read, and laid over, under the rule :

Resolved, That the judiciary committee be instructed to consider whether or not the laws establishing the Recorder's Court of Peru, Alton City Court, Court of Common Pleas of Sparta, Court of Common Pleas of Aurora and Elgin, Court of Common Pleas of Mattoon, and Court of Common Pleas of Amboy, or either of them, should be repealed ; and should they recommend as against such repeal, to consider the propriety and feasibility of using such courts, in some way, to equalize the labors of the judges in the several judicial circuits, or to provide that the judges of said courts should hold special terms, in such circuits as may be necessary, under the direction of the Governor.

The President presented the report of Judge S. S. Richmond, of the Third Judicial Circuit; which was

Referred to the committee on judiciary.

Mr. Fuller introduced

Senate bill, No. 30, for "An act to enable incorporate townships, indebted, and whose bonds are outstanding, to settle with their creditors and issue bonds for such indebtedness."

Which was read at large a first time.

Mr. Senter offered an amendment to Senate bill No. 30.

Mr. Jewett offered an amendment to Senate bill No. 30.

Mr. Pierce offered an amendment to Senate bill No. 30.

The bill (Senate bill No. 30), with the amendments, was then

Referred to the committee on county and township organization.

Mr. Jewett introduced

Senate bill, No. 31, for "An act amending chapter 20, of the Revised Statutes, entitled 'Chattel Mortgages.'"

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Fuller introduced

Senate bill, No. 32, for "An act regulating the height of dams authorized by the law of the State, and for the assessment of damages."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Flagg introduced

Senate bill, No. 33, for "An act to encourage the planting of useful trees in this State."

Which was read at large a first time.

Mr. Eddy offered an amendment to Senate bill No. 33.

Mr. Hunter offered an amendment to Senate bill No. 33.

Mr. Reddick offered an amendment to Senate bill No. 33.

Mr. Beveridge offered an amendment to Senate bill No. 33.

The bill (Senate bill No. 33), with the amendments, was then

Referred to the committee on agriculture and drainage.

Mr. Harlan introduced

Senate bill, No. 34, for "An act to extend the rights of married women."

Which was read at large a first time.

Mr. Pierce offered an amendment to Senate bill No. 34.

Mr. McNulta offered an amendment to Senate bill No. 34.

Mr. Hunter offered an amendment to Senate bill No. 34.

The bill (Senate bill No. 34), with the amendments, was then

Referred to the committee on judiciary.

Mr. Jewett introduced

Senate bill, No. 35, for "An act authorizing the appointment of additional Masters in Chancery for the circuit courts of this State."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Jewett also introduced

Senate bill, No. 36, for "An act authorizing joint stock companies to sue and be sued in the courts of this State."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Flagg introduced

Senate bill, No. 37, for "An act to establish a system of free schools."

Which was read a first time, as far as the middle of the 47th section.

Mr. Kerr moved to adjourn to 2 o'clock P. M.; which motion was agreed to.

So the Senate, at 12:14 o'clock, adjourned.

TWO O'CLOCK P. M.

The Senate re-assembled at 2 o'clock P. M., and was called to order by the President.

The Secretary finished the reading of the bill in relation to schools, suspended at the morning adjournment.

Thus was Senate bill No. 37 read at large a first time.

Mr. Fuller offered an amendment to Senate bill No. 37.

Mr. Hunter offered an amendment to Senate bill No. 37.

Mr. Pierce offered an amendment to Senate bill No. 37.

Mr. Alexander offered an amendment to Senate bill No. 37.

Mr. Holcomb offered an amendment to Senate bill No. 37.

Mr. Whiting offered an amendment to Senate bill No. 37.

Mr. Whiting offered an amendment to Senate bill No. 37.

Mr. Hampton offered an amendment to Senate bill No. 37.

Mr. Little offered an amendment to Senate bill No. 37.

Mr. Nicholson offered an amendment to Senate bill No. 37.

Mr. Beveridge offered an amendment to Senate bill No. 37.

Mr. Beveridge offered an amendment to Senate bill No. 37.

Mr. Beveridge offered an amendment to Senate bill No. 37.

The bill (Senate bill No. 37) and amendments, was then

Referred to the committee on education.

Mr. Bangs' resolution, offered on Saturday, relating to the publication of laws in newspapers, was taken up.

And the question being on its adoption, it was lost.

On motion of Mr. Crawford,

The vote upon the resolution was reconsidered.

On motion of Mr. Crawford,

The resolution was referred to the committee on printing.

Mr. Starne presented a communication from the board of supervisors of Sangamon county, embodying four resolutions; which were read by the Secretary and referred as follows:

The first resolution, relating to the repair of the Senate Hall and State House, was referred to the committee on finance.

The second resolution, relating to the necessity of new legislation respecting the sale of intoxicating drinks, was referred to the committee on judiciary.

The third resolution, relating to the registry law, was referred to the committee on elections.

The fourth resolution, relating to the charter of the city of Springfield, suggesting certain amendments thereto, was referred to the committee on judiciary.

A message from the House of Representatives, by Mr. Springer, a member.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolutions, to-wit:

Resolved by the House of Representatives of the State of Illinois, the Senate concurring herein, That our Senators in Congress be instructed and our Representatives be requested to use all their influence to procure the passage of a law, by the present Congress, re-apportioning Congressional representation, upon the basis of the census of 1870, and that such re-apportionment be made to apply to the Forty-second Congress, the term of which begins on the 4th day of March next.

Resolved, further, That it is the sense of this General Assembly that whatever increase of Representatives in Congress may be allotted to this State, should be elected upon a general ticket of the whole State.

In the adoption of which I am instructed to ask the concurrence of the Senate.

The President presented two communications from the State Agricultural Society—a resolution relating to stock running at large, and another relating to depredations by dogs.

Which were read, and

Referred to the committee on agriculture and drainage.

Mr. Lanning offered the following resolutions:

Resolved by the Senate, the House concurring therein, That any duties levied upon imports which tax one section of the country for the benefit of the other, or protects one class of citizens at the expense of others, imposes an unjust system of taxation; that a tariff levied for any purpose other than revenue necessary to meet the wants of government, is unauthorized by the federal constitution.

Resolved, That his excellency, the Governor, be requested to forward copies of the foregoing resolution to each of the members of Congress from this State.

Which were read by the Secretary, and

Referred to the committee on federal relations.

Mr. Fuller called up the resolutions just communicated from the House, in relation to Congressional representation.

On motion of Mr. Fuller,

The first resolution contained in the message from the House of Representatives, of to-day, was adopted.

Mr. Holcomb offered the following amendment to the second resolution of the House message, of to-day:

Amend by adding after the word "State," "and that each qualified voter may cast as many votes for one candidate as there are representatives to be elected, or may distribute the same among the candidates, as he shall see fit; and that the candidates highest in votes shall be declared elected."

Mr. Harlan moved to refer the resolution, with the amendment, to the committee on elections.

Was decided in the negative, as follows: { Yeas..... 13
Nays..... 26

Those voting in the negative are,

By the following vote, { Yeas..... 2
Nays37

Resolved, That a standing committee of seven be appointed on social and domestic relations, to whom shall be referred bills and resolutions relating to the rights and duties of parent and child, husband and wife, guardian and ward, master and apprentice, and such other subjects as are germane thereto.

Mr. Casey offered the following resolution :

Resolved, That the committee on agriculture and drainage be requested to inquire into the expediency of enacting a law requiring the owners of mules to keep them confined in secure inclosures; and report by bill or otherwise.

The resolution was read by the Secretary, and, under a suspension of the rules,

Referred to the committee on agriculture and drainage.

A message from the House of Representatives, by Mr. Reese.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit:

Resolved by the Senate, the House of Representatives herein concurring, That on Tuesday, the 17th day of January, inst., at eleven o'clock A. M., each house shall, by itself, and in manner prescribed by the act of Congress approved July 25, 1866, name a person for Senator in Congress from the State of Illinois, for the term of six years from the 4th day of March, A.D. 1871; and on Wednesday, the 18th inst., at twelve o'clock, meridian, the members of the two houses shall convene in joint assembly in the hall of the House of Representatives, and in the manner prescribed in said act declare the person who has received a majority of the votes in each house, if any one person has received such majority, duly elected Senator to represent the State of Illinois in the Congress of the United States, for the term aforesaid; and if no one person has received such majority, then proceed as prescribed in said act, in joint assembly to choose a person for the purpose aforesaid.

Mr. Reddick presented a petition, from Mr. Wooley, in relation to education; which was

Referred to the the committee on education.

Mr. Reddick offered the following resolution :

Resolved, That the committee on fees and salaries be and are hereby instructed to bring in a bill fixing the salaries of the members of the Executive Department.

Which was read by the Secretary; and, under a suspension of the rules, was

Referred to the committee on fees and salaries.

Mr. Eddy moved that the Senate do now adjourn; which motion was agreed to.

So the Senate, at 3:27 o'clock P. M., adjourned.

TUESDAY, JANUARY 17, 1871.

The Senate met at 10 o'clock, and was called to order by the President.

Prayer by the Rev. Mr. Guthrie.

The journal of yesterday was being read, when,

On motion of Mr. Harlan,

The further reading of the same was dispensed with.

The President presented the report of the Hon. M. C. Crawford, of the Third Judicial Circuit; which was

Referred to the committee on judiciary.

Mr. Snapp presented a petition of the Congregation of the Third Order of St. Francis, of the city of Joliet, for a charter; which was Referred to the committee on corporations.

Mr. Edsall presented a paper, in the nature of a petition, from M. Detrick, of Nelson, Lee county, for simplification of the road law; which was

Referred to the committee on roads and highways.

Mr. Strevell presented a communication from C. B. Ostrander, of Fairbury, Livingston county, in relation to abuses by Township School Treasurers, praying for the enactment of a law providing that it shall not be possible to hold the office over for a period of more than three years. Also, that the County Agricultural Fair Grounds be placed under the control of life members; which was

Referred to the committee on education.

Mr. Woodard presented a petition from citizens of township No. 35 north, ranges 14 and 15 east, near the town of Bloom, in Cook county, for repeal of the act passed at the last General Assembly, for the consolidation of townships in that locality; which was

Referred to the committee on education.

Mr. Kerr presented a communication in relation to the ventilation of the State House; which was

Referred to the committee on ventilation.

Mr. Nicholson, from the committee on agriculture and drainage, reported back

Senate bill, No. 29, for "An act for the encouragement of tree planting upon the prairies,"

And moved that the same be laid on the table until the first of January, 1872; which was agreed to.

Mr. Kerr, from the same committee, reported back, with amendments,

Senate bill, No. 33, for "An act to encourage the planting of useful trees in this State."

The question being upon concurrence with the committee, it was agreed to.

The question then being, "Shall the bill be read a second time?" it was agreed to.

Mr. Edsall offered the following resolution; which was read by the Secretary, and laid over, under the rule:

Resolved by the Senate, the House of Representatives herein concurring, That when the respective houses adjourn on Thursday, the 19th inst., such adjournment be until Thursday, the 26th day of January, 1871.

Mr. Dore offered the following resolution; which was read by the Secretary:

Resolved by the Senate, the House of Representatives concurring herein, That the General Assembly will adjourn on Wednesday, the 18th inst., at 1 o'clock P. M., until Wednesday, the 28th inst., at 10 A. M.

Mr. Dore moved a suspension of the rules to act upon the resolution; which motion was agreed to.

Mr. Washburn offered an amendment, as follows :
Amend by striking out the words " Wednesday, the 18th inst., at 1 o'clock, P. M.," and insert " Thursday, the 19th inst., at noon."
Mr. Strevell offered an amendment to the amendment proposed, to delay the adjournment, and adjourn from the 25th inst. to the 1st of February.
At 11 o'clock, A. M., in pursuance of a joint resolution of the Senate and House of Representatives, the President announced, as the special order, the naming, by the Senate, of a person for Senator in Congress from this State, for the term of six years from the 4th day of March, A. D. 1871.
Whereupon the Senate proceeded to a *viva voce* vote, which resulted as follows, to-wit :

For John A. Logan.....	32
For Thomas J. Turner.....	18

Those voting for John A. Logan are,

Messrs. Alexander, Bangs, Beveridge, Boyd, Crawford, Donahue, Dore, Early, Eddy, Edsall, Flagg,	Messrs. Fuller, Hampton, Hunter, Jewett, Kerr, Langley, Little, Marsh, McNulta, Nicholson, Pierce,	Messrs. Senter, Snapp, Strevell, Tincher, Underwood, Van Dorston, Vaughn, Whiting, Wilkinson, Woodard
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Those voting for Thomas J. Turner are,

Messrs. Bishop, Bush, Casey, Epler, Gibson, Harlan,	Messrs. Holcomb, Jackson, Landrigan, Lanning, Reddick, Richardson,	Messrs. Shephard, Solomon, Starne, Voriss, Washburn, Williams.
--	---	---

John A. Logan, having received a majority of all the votes cast, was declared by the President to be nominated by the Senate for Senator in Congress.
The question then being upon the adoption of Mr. Strevell's amendment to Mr. Washburn's amendment, to adjourn,
And the yeas and nays being demanded,

It was decided in the negative, as follows :	{ Yeas.....	12
	{ Nays.....	36

Those voting in the affirmative are,

Messrs. Crawford, Epler, Gibson, Harlan,	Messrs. Holcomb, Reddick, Richardson, Senter,	Messrs. Strevell, Underwood, Wilkinson, Williams.
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Those voting in the negative are,

Messrs. Alexander, Bangs, Beveridge, Bishop, Boyd,	Messrs. Bush, Casey, Donahue, Dore, Early,	Messrs. Eddy, Edsall, Flagg, Fuller, Hampton,
--	--	---

Messrs. Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,

Messrs. Little,
Marsh,
Nicholson,
Pierce,
Shephard,
Snapp,
Solomon,

Messrs. Tincher,
Van Dorston,
Vaughn,
Voris,
Washburn,
Whiting,
Woodard.

So the amendment offered by Mr. Strevell was not agreed to.

The question recurred upon the amendment offered by Mr. Washburn,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 18
Nays 30

Those voting in the affirmative are,

Messrs. Bishop,
Boyd,
Crawford,
Donahue,
Eddy,
Edsall

Messrs. Epler,
Gibson,
Hunter,
Langley,
Marsh,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Casey,
Dore,
Early,
Flagg,
Fuller,
Hampton,

Messrs Harlan,
Holcomb,
Jackson,
Jewett,
Kerr,
Landrigan,
Lanning,
Little,
Nicholson,
Shephard,

Messrs. Snapp,
Solomon,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Whiting,
Woodard.

So the amendment offered by Mr. Washburn was not agreed to.

On motion of Mr. Snapp,

A call of the Senate was ordered; when,

The following named Senators (50) were found to be present:

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Starnes,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Pierce,

Further proceedings under the call were dispensed with.

The question being upon the adoption of the original resolution, providing for an adjournment on Wednesday, the 18th inst., at one o'clock P. M., to Wednesday the 25th inst., at 10 o'clock A. M.,

And the yeas and nays being demanded,

The resolution was adopted, as follows: { Yeas 28
Nays 21

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Casey,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Hunter,
Jewett,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Snapp,
Tincher,
VanDorston,
Vaughn,
Voris,
Washburn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bishop,
Bush,
Donahue,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Kerr,
Langley,
Little,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Solomon,
Strevel,
Underwood,
Wilkinson,
Williams.

So the resolution to adjourn on Wednesday, the 18th inst., was agreed to.

Mr. Epler offered the following resolution; which was read by the Secretary, and laid over, under the rule:

WHEREAS the enormous donation of the public lands in our States and Territories, by the Federal Government, for the purpose of constructing railroads, and the assumption of power in respect thereto, has justly alarmed the American public; therefore be it

Resolved by the Senate, the House concurring herein, That our Senators in Congress be instructed, and our Representatives requested, to use all their influence and vote against any further donation of public lands.

Mr. Snapp offered the following resolution; which was read by the Secretary, and laid over, under the rule:

Resolved, That, by virtue of the amended constitution, all laws and rules of practice relating to courts, which are special and applicable to particular localities, are abolished, and are no longer of binding force.

Mr. Washburn offered the following resolution; which was read by the Secretary, and laid over, under the rule:

Resolved, That the committee on fees and salaries be instructed to inquire into the propriety of reducing the pay allowed for conveying convicts to the penitentiary; and report by a bill which will reduce said pay to a reasonable amount.

Mr. Bush offered the following resolution; which was read by the Secretary, and referred to the committee on fees and salaries:

Resolved, That the committee on revenue take into consideration the expediency of providing in "An act for the assessment of property, and for the levy and collection of taxes," which has been referred to them, or in any bill they may report in lieu thereof, that any town in counties under township organization, that may

elect so to do, may elect three assessors instead of one, as is now provided by statute—said assessors, so elected, to constitute a “Board of Assessors,” who shall meet at the usual place of voting in the township for which they may be elected, on the first Thursday after the first Monday in June of each year, and remain in session for three days; that all persons who are required by law to list any property, real or personal, for taxation, be required to make return thereof, under oath, to said board—a proper penalty being provided for the neglect of any such person so to do—and that said assessors shall, in all other respects, be governed by any acts now in force or hereafter to be enacted, regulating the assessment of property.

Mr. Holcomb offered the following resolution; which was read by the Secretary, and laid over, under the rule:

Resolved, That the committee on railroads and warehouses be instructed to inquire into the propriety of establishing a minimum rate of railroad freights and fares, and of prohibiting the issuing of free passes by railroad companies; and to report by bill or otherwise.

Mr. Underwood offered the following resolution; which was read by the Secretary, and laid over, under the rule:

Resolved, That the committee on fees and salaries, at its earliest convenience, report a bill fixing the salaries and fees of all executive, legislative, judicial and ministerial officers in this State, according to the letter and spirit of the constitution.

Mr. Bush offered the following resolution; which was read by the Secretary, and referred to the committee on roads and highways:

Resolved, That the committee on roads and highways take into consideration the expediency of leaving it discretionary with the commissioners of highways, in counties under township organization, to fix the width of any road that they may hereafter cause to be laid out; an appeal being allowed from their decision relative thereto, as is provided in other cases.

Mr. Harlan offered the following resolution; which was read by the Secretary, and laid over, under the rule:

Resolved, That the committee on railroads and warehouses be requested to inquire into the expediency of regulating the fares and charges of all common carriers, including owners and operators of hack and stage lines, steamboats and canal boats, within this State; and report by bill or otherwise.

Mr. Crawford offered the following resolution; which was read by the Secretary, and referred to the committee on the judiciary:

Resolved, That the committee on judiciary be instructed to inquire into the necessity of extending the law of 1869, entitled “An act to authorize sheriffs to appoint special deputies,” so as to include capias, writs of attachment, replevin, and writs of injunction.

Mr. Crawford offered the following resolution; which was read by the Secretary, and referred to the committee on insurance:

Resolved, That the committee on insurance be instructed to consider the necessity of a law providing for the organization of insurance companies on the same principle as the Addison Farmers’ Mutual Insurance Company of DuPage county (a favorable report as to the same will be found on page 106 of the Auditor’s Report of 1869); and to report by bill if they should favor it—such law to provide that such companies report as other insurance companies are now required by law.

Mr. Alexander, from the committee on fees and salaries, asked and obtained a suspension of the rules to report back a resolution relating to the fixing of the salaries of members of the executive department, and recommended its adoption.

The report of the committee was concurred in.

Mr. Flagg offered the following resolution ; which was read by the Secretary, and laid over, under the rule :

WHEREAS the acts of incorporation of certain drainage corporations in the American bottom have been declared unconstitutional, in certain respects, by our Supreme Court ; and whereas one or more of the companies so incorporated have spent large amounts in the construction of levees whose preservation is essential to the safety of lives and property ; therefore,

Resolved, That the committee on agriculture and drainage be requested to take the subject into consideration ; and report by bill or otherwise.

Mr. Bangs introduced

Senate bill, No. 38, for "An act to provide against the evils resulting from the sale of intoxicating liquors."

Which was read at large a first time.

Mr. Hunter offered an amendment to Senate bill No. 38.

The bill (Senate bill No. 38), with the amendment, was Referred to the committee on reformatory institutions.

Mr. Eddy introduced

Senate bill, No. 39, for "An act to amend chapter 109, Revised Statutes, entitled ' Wills. ' "

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Edsall introduced

Senate bill, No. 40, for "An act authorizing the entry of judgments by confession, in vacation."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Jackson introduced

Senate bill, No. 41, for "An act to repeal 'an act to levy and make certain improvements on the Wabash River and its tributaries,' approved February 16, 1865, and the same, approved March 7, 1867."

Which was read at large a first time, and

Referred to the committee on agriculture and drainage.

Mr. Woodard introduced

Senate bill, No. 42, for "An act to repeal an act entitled 'an act to consolidate certain townships for school purposes in the county of Cook,' approved March 29, 1869, and for the equitable division of the school funds and property of said townships."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Edsall introduced

Senate bill, No. 43, for "An act to extend the powers of judges of circuit courts in vacation."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Marsh introduced

Senate bill, No. 44, for "An act to increase the jurisdiction and change the name of the court of common pleas of the cities of Elgin and Aurora."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Crawford offered the following resolution ; which was read by the Secretary :

WHEREAS the committee on expenditures reported the salaries to be paid to the elected and appointed officers and employees of the Senate, which report was adopted ; and whereas the appropriation act for 1869 provided other and different compensation for such officers, whereby there is a doubt existing as to which shall govern ; therefore be it

Resolved, That this whole question be referred to some committee for examination, and to report at an early day.

The resolution was agreed to, under a suspension of the rules, and Referred to the committee on fees and salaries.

Mr. Fuller moved that the Senate adjourn till 2 o'clock P. M. ; which motion was agreed to.

So the Senate, at 12:12, adjourned.

TWO O'CLOCK P. M.

Senate met, pursuant to adjournment, and was called to order by the President.

The President stated that the special order for the day, at two o'clock, was Senate bill No. 6, viz.: the railroad bill.

Mr. Fuller moved a call of the Senate, when

The following Senators (33) answered to their names :

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Dore,
Early,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Jackson,
Jewett,
Kerr,
Landrigan,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Richardson,
Senter,
Shephard,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Williams,
Woodard.

The following named Senators (17) were absent:

Messrs. Crawford,
Casey,
Donahue,
Eddy,
Edsall,
Epler,

Messrs. Hunter,
Langley,
Lanning,
McNulta,
Reddick,
Snapp,

Messrs. Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson.

On motion of Mr. Tincher,

Further proceedings under the call were dispensed with.

The special order of the hour was taken up, being

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in the State."

Which was read the second time by the Secretary.

Mr. Shephard offered the following amendment to Senate bill No. 6 :

Amend section 5.—Insert at end of section, "and railroad corporations which may establish a guage of road not over three feet six inches in width."

Mr. Little moved the adoption of the amendment offered by Mr. Shephard ; which motion was lost.

Mr. Starne offered a substitute for section 2 of Senate bill No. 6, and moved the adoption of the substitute.

Mr. Richardson moved to postpone further consideration of the bill and substitute, and make it the special order for Thursday, the 26th day of January, at 2 o'clock P. M.

The motion was lost by the following vote : { Yeas..... 4
Nays43

Those voting in the affirmative are,

Messrs. Epler,
Gibson,

Mr. Jewett,

Mr. Richardson.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Shephard,

Messrs. Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the motion to postpone to Thursday week was not agreed to.

Mr. Fuller then moved that the further consideration of the subject be postponed until to-morrow at 10 o'clock, and that it be made the special order for that hour ; which motion was agreed to.

Mr. Washburn renewed his motion to adjourn ; which motion was agreed to.

So the Senate, at 4:35 P. M., adjourned.

WEDNESDAY, JANUARY 18, 1871.

The Senate met at 10 o'clock, and was called to order by the President.

Prayer by Rev. Mr. McLean.

The journal of yesterday was being read, when,

On motion of Mr. Shephard,

The further reading of the same was dispensed with.

Mr. Flagg presented a petition from the citizens of Madison county, in relation to taxation ; which was

Referred to the committee on revenue.

Mr. Boyd presented a communication from John W. Ingersoll, of Fulton county, upon the subject of railroads ; which was

Referred to the committee on railroads,

Mr. Underwood presented a petition from the citizens of township 2 south, range west, Monroe county, for repeal of special school tax; which was

Referred to the committee on education.

Mr. Beveridge presented a communication from a Swedish paper in Chicago, in regard to printing messages in the Swedish language; which was

Referred to the committee on printing.

Mr. Boyd, from the committee on the judiciary, to whom was referred Senate bill, No. 21, for "An act to authorize the supervisors of LaSalle county to purchase a lot and to build a jail thereon," reported the same back.

The bill was laid upon the table until the fourth of July.

Mr. Boyd, from the same committee, to whom was referred Senate bill, No. 22, for "An act to authorize new counties to build court houses and jails," reported the same back, together with a substitute therefor; which was read by the Secretary.

The question being on concurring with the committee in their amendments to the bill, it was agreed to, and the bill

Ordered to a second reading.

Mr. Boyd, from the same committee, to whom was referred Senate bill, No. 42, for "An act to repeal an act entitled 'an act to consolidate certain townships for school purposes in the county of Cook,' approved March 29, 1869, and for the equitable division of the school funds and property of said townships," reported the same back.

The bill was re committed to the committee on education.

Mr. Snapp presented the following resolution; which was read by the Secretary, and agreed to, under a suspension of the rules:

Resolved, That when a motion to adjourn is made and carried, the members of the Senate remain in their seats till the President declares the Senate adjourned.

Mr. Langley offered the following resolution; which was read by the Secretary, and laid over, under the rule:

Resolved, That the Secretary of State be requested to furnish to the chairman of each standing committee of the Senate, one copy of Gross' index to the private laws of Illinois, for the use of said committees.

Mr. Van Dorston offered the following resolution; which was read by the Secretary, and laid over, under the rule:

Resolved, That in view of the labors to be performed by the committee on revenue, the chairman can employ a clerk, to be paid by the State, at such per diem as is allowed the clerks of other committees, who shall only serve for such length of time as the committee shall deem his services necessary.

Mr. Bishop offered a resolution relating to the amendment of certain sections of practice; which was

Referred to the committee on judiciary.

Mr. Marsh offered the following resolution; which was read by the Secretary, and laid over, under the rule:

WHEREAS His Excellency, the Governor, in his annual message, refers to certain papers in his possession pertaining to the Southern Normal University building, held for investigation, subject to the order of the General Assembly; and whereas the committee on public buildings, to which this matter has been referred, only await these papers to act thereon,

Resolved, That the Governor be notified that the Senate is ready to receive the same for the purpose indicated.

Mr. Van Dorston offered the following resolution ; which was read by the Secretary, and laid over, under the rule :

Resolved, That the committee on fees and salaries are requested to prepare a bill, as soon as possible, to regulate the fees and salaries of all county officers, as contemplated by the new constitution, by which all county officers shall receive a fixed salary and be required to pay all fees collected by them into the county treasury ; and that said committee also consider the propriety of making the office of recorder of deeds a separate office.

Mr. Reddick introduced

Senate bill, No. 45, for "An act to amend an act entitled 'an act to authorize the appointment of an official reporter in the Ninth Judicial Circuit,' approved March 30, A. D. 1869."

Which was read at large a first time.

Mr. Whiting offered an amendment, that parties, instead of court, pay the cost ; when the bill was

Referred to the committee on judiciary.

Mr. Dore, under a suspension of the rules, offered the following resolution ; which was read by the Secretary :

WHEREAS the Governor of New York, in compliance with instructions of the Legislature of that State, has established a commission for the consideration of the subject of local taxation, and has placed at the head of that commission the Hon. David A. Wells, the gentleman whose reports, as Special Commissioner of Internal Revenue, have attracted so much attention both in this country and in Europe, and who has given much attention to the question involved in the subject of taxation ; and whereas said commissioner is about to report ; therefore,

Resolved, That the Secretary of State be directed to take measures to procure from the authorities of New York, copies of the report of said Commissioner, for distribution among members of this General Assembly.

On motion of Mr. Dore,
The resolution was adopted.

At 10:30 A. M. the President announced that the time had arrived to take up the special order, which was the consideration of Senate bill No. 6, and the substitute for section 2 of the bill.

The special order was then taken up.

The question being upon the adoption of the substitute for section 2 (offered by Mr. Starne) of Senate bill No. 6,

Pending the discussion of the question,

The President announced, at 11 o'clock A. M., that the hour had arrived for the special order, which was the election of a President *pro tempore*, under the provisions of the new constitution.

Whereupon the Senate proceeded to a *viva voce* vote, which resulted as follows, to-wit :

For Senator Fuller.....	28
For Senator Casey.....	18
For Senator Beveridge.	2

Those voting for Senator A. C. Fuller are,

Messrs. Alexander,	Messrs. Donahue,	Messrs. Hampton, ,
Bangs,	Dore,	Jewett,
Beveridge,	Early,	Kerr,
Boyd,	Eddy,	Langley,
Crawford,	Edsall,	Little,
Casey,	Flagg,	Marsh,

Messrs. Nicholson,
Pierce,
Senter,
Snapp,

Messrs. Strevell,
Van Dorston,
Vaughn,

Messrs. Whiting,
Wilkinson,
Woodard.

Those voting for Senator S. K. Casey are,

Messrs. Bishop,
Bush,
Epler,
Fuller,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Landrigan,
Lanning,
Reddick,
Richardson,

Messrs. Shephard,
Solomon,
Starne,
Voris,
Washburn,
Williams.

Those voting for Senator J. L. Beveridge are, Messrs. Hunter and Underwood.

The President announced that Senator Fuller, having received a majority of all the votes cast, was declared duly elected President *pro tempore* of the Senate.

The discussion of the question upon Mr. Starne's substitute for section 2 of Senate bill No. 6, was then resumed.

A message from the House of Representatives, by Mr. Reese.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

"An act to provide for the payment of the members, officers and employees of the Twenty-seventh General Assembly."

At 12 o'clock, M., in pursurance of an act of Congress of July 25th, 1866, the Senate, preceded by the President, proceeded to the hall of the House of Representatives to hear their respective journals read, relative to the proceedings of yesterday, wherein ballots were had by each house for a Senator in Congress, from the State of Illinois, for six years, from the fourth (4th) of March next.

At 12:37 o'clock, P. M., the Senate returned to the Senate Chamber, and,

On motion of Mr. Fuller,

The Senate adjourned to 2 o'clock, P. M.

TWO O'CLOCK, P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Underwood,

A call of the Senate was ordered, when

The following named Senators (41) answered to their names :

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Crawford,
Casey,
Donahue,
Dore,
Early,

Messrs. Eddy,
Edsall,
Flagg,
Fuller,
Gibson,
Hampton,
Harlan,
Holcomb,
Jackson,
Jewett,

Messrs. Kerr,
Landrigan,
Little,
Marsh,
Nicholson,
Pierce,
Richardson,
Senter,
Shephard,
Snapp,

Messrs. Solomon,
Starne,
Underwood,
Van Dorston,

Messrs. Vaughn,
Voris,
Washburn,
Whiting,

Messrs. Wilkinson,
Williams,
Woodard.

The following named Senators (9) were absent:

Messrs. Bush,
Epler,
Hunter,

Messrs. Langley,
Lanning,
McNulta,

Messrs. Reddick,
Strevel,
Tincher.

On motion of Mr. Alexander,
Further proceedings under the call were dispensed with.

Mr. Pierce asked leave of absence for Mr. Tincher; which was granted.

Mr. Donahue asked for leave of absence for Mr. McNulta; which was granted.

Mr. Bangs asked leave of absence for Mr. Voris until Monday next; which was granted.

The special order, being the consideration of Senate bill No. 6, and the substitute to section 2 of Senate bill No. 6, was taken up.

Mr. Eddy, from the joint committee on enrolled bills, reported, as correctly enrolled, a bill of the following title, to-wit:

"An act to pay the members, officers and employees of the Twenty-seventh General Assembly."

The question being upon the adoption of the substitute for section 2 of Senate bill No. 6,

And the yeas and nays being demanded,

The substitute was rejected, as follows: { Yeas..... 11
Nays..... 35

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Epler,
Gibson,

Messrs. Harlan,
Jewett,
Reddick,
Shephard,

Messrs. Starne,
Strevel,
Underwood.

Those voting in the negative are,

Messrs. Bangs,
Bishop,
Boyd,
Bush,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Holcomb,
Hunter,
Jackson.
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Richardson
Senter,
Snapp,
Solomon,
Van Dorston,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Marsh offered an amendment to Senate bill No. 6.

Mr. Marsh moved the adoption of the amendment; which motion was lost.

Mr. Washburn offered an amendment to Senate bill No. 6; and, on his motion, the amendment was adopted.

Mr. Beveridge offered an amendment to Senate bill No. 6.

Mr. Van Dorston moved that the bill (Senate bill No. 6) and amendments, be recommitted to the committee on railroads.

The yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas. 36
Nays. 7

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Dore,
Early,
Edsall
Epler,
Flagg,
Fuller,
Gibson,

Messrs. Harlan,
Hunter,
Jackson,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Donahue,
Hampton,

Messrs. Holcomb,
Marsh,

Messrs. Washburn,
Wilkinson.

At 4:30 o'clock P. M.,

On motion of Mr. Little,

The Senate adjourned.

THURSDAY, JANUARY 19, 1871.

The Senate met at 10 o'clock, and was called to order by the President.

Prayer by the Rev. Mr. Phillips.

The journal of yesterday was being read, when,

On motion of Mr. Strevell,

The further reading of the same was dispensed with.

The President presented a petition from citizens of Quincy against further increase of railroad debt ; which was

Referred to the committee on municipalities.

Mr. Strevell presented the report of Judge Wood, of the Twentieth Judicial Circuit ; which was

Referred to the committee on judiciary.

Mr. Nicholson, from the committee on agriculture and drainage, reported a statement of the receipts and expenditures of the State Agricultural Society.

Mr. Flagg moved that the account be recommitted to the same committee ; which motion was agreed to.

Mr. Crawford, from the committee on finance, to whom was referred Senate bill, No. 15, for "An act for the relief of the prosecuting attorney of the city of Alton," reported the same back, with a recommendation that it be laid upon the table until the fourth of July, 1872.

The report of the committee was concurred in.

Mr. Jewett asked and obtained leave of absence until Tuesday morning.

Mr. Langley asked and obtained indefinite leave of absence for Mr. Tincher.

Mr. Nicholson asked and obtained leave of absence for Mr. Fuller, until Tuesday.

Mr. Pierce, from the committee on expenditures of the General Assembly, to whom was referred the subject of official reporting, reported the following:

Your committee, to whom was referred the resolution in relation to official reporting, having had the same under consideration, have instructed me to report the same back, with the following resolution on that subject:

Resolved, That we deem it unnecessary and inexpedient to employ official reporters for this General Assembly, or to pay any newspaper for the publication of our proceedings; but that we will afford every facility to all enterprising newspapers in this State to report and print, free of expense to the State, so much of our proceedings as may be of general interest to the public.

Mr. Shephard moved to lay the report on the table; which motion was lost.

Mr. Beveridge moved to postpone the consideration of the report, and make it the special order for Wednesday next, at 11 o'clock A. M.

Mr. Snapp moved a call of the Senate, when

The following Senators (43) answered to their names:

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Donahue,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Washburn.
Whiting,
Wilkinson,
Williams,
Woodard.

The following Senators (7) were absent:

Messrs. Casey,
Dore,
Fuller,

Messrs. Jewett,
McNulta,

Messrs. Tincher,
Voris.

On motion of Mr. Pierce,

Further proceedings under the call were dispensed with.

A message from the House of Representatives, by Mr. Reese.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring herein, That when the respective houses adjourn to-day, that such adjournment be until Tuesday, the 24th of January, 1871.

In the adoption of which I am instructed to ask the concurrence of the Senate.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. Speaker: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, namely:

Senate bill, No. 14, for "An act to pay the members, officers and employees of the Twenty-seventh General Assembly."

On motion of Mr. Washburn,

The previous question was ordered.

The question being on postponing consideration of the resolution, and making it the special order for Wednesday next, at 11 o'clock,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 32
Nays..... 11

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Donahue,
Early,
Eddy,
Edsall,
Epler,
Flagg,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,

Messrs. Nicholson,
Richardson,
Shepard,
Snapp,
Starne,
Strevell,
Underwood,
Van Dorston,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Crawford,
Little,
Pierce,

Messrs. Reddick,
Senter,
Solomon,
Vaughn,

Messrs. Washburn,
Whiting,
Wilkinson.

So the motion was agreed to, and the resolution was postponed until Wednesday next, at 11 o'clock, and made the special order for that hour.

Mr. Snapp offered the following resolution; which was entertained under a suspension of the rules:

Resolved, That it is the understanding of the Senate, that, by virtue of the law of 1869, approved March 30, the Secretary of the Senate, the Assistant Secretaries, the Enrolling and Engrossing Clerks, the Sergeant-at-arms, and the Assistant Sergeant-at arms, the Postmaster and the Assistant Postmaster, are entitled to the sum of six dollars per diem, respectively.

Mr. Snapp moved that the rules be suspended, and the resolution be put upon its passage.

The question being on a motion to suspend the rules,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 16
Nays..... 27

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Donahue,
Eddy,
Edsall,
Hampton,

Messrs. Harlan,
Hunter,
Jackson,
Landrigan,
Lanning,

Messrs. Marsh,
Snapp,
Strevell,
Van Dorston,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bishop,
Boyd,
Bush,
Crawford,

Messrs. Early,
Epler,
Flagg,
Gibson,
Holcomb,

Messrs. Kerr,
Langley,
Little,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Shephard,

Messrs. Solomon,
Starne,
Underwood,
Vaughn,

Messrs. Washburn,
Whiting,
Wilkinson,
Williams.

So the motion to suspend the rules was not agreed to.
The President, at 11:12 o'clock A. M., announced that the time for the special order had arrived—which was the consideration of Senate bill No. 19.

On motion of Mr. Epler,
Senate bill No. 19 was referred to the committee on fees and salaries, with instructions to report a chapter on fees and salaries.

Mr. Beveridge called up the House message, of this morning, and moved to suspend the rules.

And the yeas and nays being demanded,
It was decided in the affirmative, as follows : { Yeas.....30
Nays.....13

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Hampton,
Harlan,
Holcomb,
Hunter,
Landrigan,
Langley,
Lanning,
Little,
Marsh,

Messrs. Nicholson,
Shephard,
Solomon,
Starne,
Van Dorston,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Donahue,
Epler,
Gibson,
Jackson,
Kerr,

Messrs. Pierce,
Reddick,
Richardson,
Senter,

Messrs. Snapp,
Strevel,
Underwood,
Williams.

So the motion to suspend the rules was agreed to.
The Secretary then read the resolution, as follows :
Resolved by the House of Representatives, the Senate concurring, That when the respective houses adjourn to-day, that such adjournment be until Tuesday, the 24th day of January, 1871.

And the yeas and nays being demanded,
It was decided in the affirmative, as follows : { Yeas 26
Nays 17

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Donahue,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Hampton,
Harlan,
Hunter,
Landrigan,
Langley,
Little,
Marsh,

Messrs. Nicholson,
Shephard,
Snapp,
VanDorston,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Epler,
Gibson,
Holcomb,
Jackson,
Kerr,

Messrs. Lanning,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,

Messrs. Starne,
Strevel,
Underwood,
Washburn,
Williams.

So the Senate concurred with the House in the resolution to adjourn.

Mr. Beveridge and Mr. Marsh asked and obtained leave of absence for the remainder of the day's session.

Mr. Starne moved to adjourn.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....25
Nays.....14

Those voting in the affirmative are,

Messrs. Bangs,
Boyd,
Bush,
Crawford,
Donahue,
Early,
Edsall,
Hampton,
Hunter,

Messrs. Jackson,
Landrigan,
Little,
Nicholson,
Pierce,
Senter,
Shephard,
Snapp,

Messrs. Starne,
Van Dorston,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bishop,
Eddy,
Epler,
Flagg,

Messrs. Gibson,
Harlan,
Holcomb,
Kerr,
Langley,

Messrs. Reddick,
Richardson,
Solomon,
Underwood.

So the Senate, at 11:30 o'clock, adjourned until 10 o'clock on Tuesday, January 24, 1871.

TUESDAY, JANUARY 24, 1871.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Robertson.

The journal of Thursday, Jan. 19th, was being read, when,

On motion of Mr. McNulta,

The further reading of the same was dispensed with.

On motion of Mr. McNulta,

A call of the Senate was ordered; when

The following named Senators (28) answered to their names:

Messrs. Bangs,
Beveridge,
Bishop,
Casey,
Donahue,
Eddy,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Holcomb,
Hunter,
Langley,
Lanning,
Little,
McNulta,
Nicholson,
Pierce,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Starne,
Underwood,
Vaughn,
Voris,
Washburn,
Woodard.

On motion of Mr. Bishop,

Further proceedings under the call were dispensed with.

Mr. Eddy asked leave of absence for Messrs. Early and Marsh until to-morrow; which was granted.

Mr. Richardson asked leave of absence for Mr. Bush; which was granted.

Mr. Woodard asked leave of absence for Mr. Dore, until to-morrow morning; which was granted.

Mr. Hunter asked leave of absence for Messrs Edsall and Wilkinson, until to-morrow morning; which was granted.

Mr. Beveridge asked leave of absence for Mr. Jewett, until to-morrow morning; which was granted.

Mr. Bangs asked leave of absence for Mr. Kerr, until to-morrow morning; which was granted.

Mr. Holcomb asked leave of absence for Mr. Landrigan, until to-morrow morning; which was granted.

Mr. Voris asked leave of absence for Mr. Jackson, until to-morrow morning; which was granted.

Mr. Lanning asked leave of absence for Mr. Epler, until to-morrow morning; which was granted.

Mr. Richardson asked leave of absence for Mr. Williams, until to-morrow morning; which was granted.

Mr. Fuller presented the petition of manufacturers of Rockford; which was

Referred to the committee on revenue.

A message was received from the Governor by his Private Secretary, E. B. Harlan, transmitting special report of the directors of the Institution for the Education of the Deaf and Dumb, in relation to the water supply of the Institution; which was

Referred to the committee on charitable institutions.

Mr. Langley presented a communication, in the nature of a petition, from certain attorneys and citizens of Mattoon, relating to the court of common pleas; which was

Referred to the committee on judiciary.

Mr. Richardson presented the following report of the Judge of the Fifteenth Judicial Circuit; which was referred to the committee on judiciary.

To the Honorable the General Assembly of the State of Illinois :

By section 31 of article 6, of the present constitution, I am required to report to your honorable body the number of days that court has been held in this circuit for the two preceding years.

It is quite impossible for me now to state the exact number of days that the court in the fifteenth circuit has been in actual session during this period of time, without a personal examination of the records of the various terms in each of the counties of which it is composed, and as this would not afford an accurate test of the whole time employed by the judge in trying causes, (which it is believed was the object to be attained by these reports), since many causes are, by consent of parties, heard in vacation.

I have therefore thought it unnecessary to make that investigation, but proceeded otherwise to estimate as carefully as I was able to, the entire number of days occupied by me in court, and trying causes, for the last two years, and find that the whole amount to three hundred and twenty-four.

In this estimate I have not included the time devoted to such chamber business as usually demands the attention of the circuit judge,

(which, in commercial cities of the size of Quincy, is not inconsiderable), but the days only occupied in vacation in trying causes.

I deem it proper in this connection to add, that a cause of considerable complaint has arisen among the attorneys of this circuit, on account of the court sitting too many hours in the day, which has, it is presumed, been held on a daily average of at least ten hours. This may be, it is true, more than the ordinary time consumed by such courts in actual session, yet the press of business has been such, by means of large dockets, that I have felt the necessity of relieving those who are impatiently waiting for an opportunity to be heard in too urgent a degree for the convenience of others.

If then the court should, in the future, accommodate itself to suit the views of the profession, and sit only seven hours in a day, (which is by many considered quite sufficient), this would, under its present organization, require not less than two hundred and thirty-one days in the year to dispose of the trial business.

Then, with nearly nine months of constant labor in the court room, the judge, as is readily seen, would not have left much spare time, either for recreation or office and chamber business.

All of which is most respectfully submitted.

J. SIBLY,

Judge of the Fifteenth Circuit.

Mr. Bangs presented a petition from citizens of Hennepin, Putnam county, remonstrating against the passage of an act entitled "An act to amend the charter of said town;" which was

Referred to the committee on municipalities.

Mr. Senter presented a petition from certain citizens of Mercer county, relative to the sale of intoxicating liquors; which was

Referred to the committee on municipalities.

Mr. Senter presented a petition relating to the publication of the statutes; which was

Referred to the committee on judiciary.

Mr. Hampton presented a petition relative to furnishing uniform school books; which was

Referred to the committee on education.

Mr. Hampton presented a petition relative to amending laws so that all distinction between man and wife, relative to property, be abolished; which was

Referred to the committee on judiciary.

Mr. Bangs presented a communication, in the nature of a petition, relating to the sale of intoxicating liquors; which was

Referred to the committee on penal institutions.

Mr. McNulta offered the following resolution; which laid over, under the rule:

WHEREAS it is the plain and imperative duty of this General Assembly to make such changes in, and additions to, the general statutes of this State, as the new constitution requires, to condense redundant sections and to harmonize conflicting provisions; be it therefore,

Resolved by the Senate, the House of Representatives concurring herein:

1st. That in order to perform this duty carefully, thoroughly and expeditiously, it is necessary to proceed in a methodical and systematic way.

2d. That the committee on the judiciary, from both houses, be directed to meet in joint session as soon as practicable, and apportion a part of the several subjects, as comprised in the present statutes, to the House and a part to the Senate.

3d. That the House judiciary committee then allot that part assigned to the House to the several House committees, and report the same to the House. That the Senate judiciary committee, in like manner allot that part assigned to the Senate, to the several Senate committees, and report the same to the Senate.

4th. That each of the said several committees proceed to consider the chapters and subjects so allotted to it, and without unnecessary delay, report to its own house, by bill, in form suitable for printing, such a revision thereof as may be deemed expedient, following the present arrangement into chapters and sub-divisions, and condensing the several acts or sections, whenever practicable, preserving, so far as possible, the language and form of the present statutes, and reporting such new provisions as are required by the new constitution.

5th. That the said several committees be instructed to carefully avoid in their reports the great evils of excessive legislation.

Mr. McNulta offered the following resolution; which laid over, under the rule:

Resolved, That the chairman of the committee on corporations be authorized to employ one clerk so long as, in the opinion of that committee, the services of such clerk may be required.

Message to the Senate, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a communication, with accompanying papers:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILLINOIS, *January 24th*, 1871.

HON. JOHN DOUGHERTY, *President of the Senate*:

In compliance with a resolution of the Senate calling upon me for information relating to the location and building of the Southern Illinois Normal University, I have the honor to transmit to you, to be laid before the Senate, all the papers in my possession with reference thereto, which comprise the following:

Report of the Trustees, for the year 1869.

Specifications for building the University.

Copy of additional stipulations on the part of James M. Campbell.

Propositions for location of University.

Copy of contract with J. M. Campbell.

Copy of bond made by J. M. Campbell, *et al.*

Abstract of title to the twenty acres selected for site of University, and the thirty acre college lot, donated by the city of Carbondale.

Copy of telegram from trustees, and reply thereto.

Copy of letter to Trustees, Nov. 16th, 1869.

I also have the honor to transmit herewith a printed copy of the report of the trustees for the year 1870, which is the same one referred to in my message of the 4th inst.

JOHN M. PALMER.

The above papers were referred to the committee on public buildings.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a written communication, with accompanying documents, to-

gether with the report of the Canal Commissioners and the third annual report of the Trustees of the Illinois Industrial University.

[For these documents, see volume of Legislative Reports.]

The Canal Commissioners' Report was referred to the committee on canals and rivers.

The Report of the Trustees of the Industrial University was referred to the committee on education.

Mr. Donahue offered the following resolution; which laid over, under the rule:

Resolved, That the committee on revenue be instructed to report to the Senate whether the levying of license fees or special taxes for licenses to liquor sellers, peddlers and others, by municipal corporations, is not in violation of the constitution; and to further report to the Senate wherein the new constitution allows any municipal corporation, whatever, to assess and collect license fees from any person or persons whatever,

Mr. Richardson offered the following resolution; which was referred to the committee on insurance:

Resolved, That the standing committee on insurance be and is hereby instructed to incorporate in the general fire insurance laws, the following form of policy, to-wit:

The Insurance Company of, by this policy of insurance, in consideration of the receipt of dollars, do insure, his, her or their (as the case may be) legal representatives, against loss or damage by fire, to the amount of dollars, for the term of, on (here describe the property insured) — against all such immediate loss or damage by fire to the property specified, not exceeding the sum insured, (except such loss or damage shall be caused by the gross negligence or willful misconduct of assured), from the day of, eighteen hundred and, at 12 o'clock, noon—to be paid by company to the assured within sixty days after notice and proof thereof, made by the assured to said company or its agent.

In witness whereof, the Insurance Company have caused these presents to be signed by their President and attested by their Secretary, in the and State of And this policy is made and accepted upon the above express conditions; but shall not be valid unless countersigned by said company's duly authorized agent at

....., *President*.

....., *Secretary*.

Countersigned at, on the day of

....., *Agent*.

And that such policy shall be printed in large, legible type, and the insurance laws so framed that no other different conditions or contract of fire insurance shall be entered into between any insurance company, or any officer or agent thereof, doing the business of fire insurance in this State, with any person or persons who may hereafter contract fire insurance with such company, under proper penalties, to be imposed upon such company, its officers and agents, as will compel obedience to the requirements hereof.

Mr. Bishop offered several sections relative to foreign and domestic life, fire and marine insurance companies; which were

Referred to the committee on insurance.

Mr. Eddy offered the following resolution; which laid over, under the rule:

Resolved, That the committee on the judiciary be requested to inquire into the expediency of passing a law licensing abstractors, under such regulations as will make them responsible for errors made by them; and to report by bill or otherwise.

Mr. McNulta introduced

Senate bill, No. 46, for "An act appropriating money to the Trustees of the State Reform School, at Pontiac, to pay the contractor's material, men and workmen, for labor and material done and furnished in the erection of the building for said school."

Which was read at large a first time, and,

On motion of Mr. McNulta,

Referred to the committee on reformatory institutions.

Mr. Bishop introduced

Senate bill, No. 47, for "An act to repeal an act entitled 'an act for the registry of electors and to prevent fraudulent voting.'"

Which was read at large a first time, and,

On motion of Mr. Bishop,

Referred to the committee on elections.

Mr. Beveridge introduced

Senate bill, No. 48, for "An act relating to justices of the peace in the city of Chicago."

Which was read at large a first time.

Mr. Underwood offered an amendment to Senate bill No. 48.

Mr. Woodard offered an amendment to Senate bill No. 48.

The bill (Senate bill No. 48), with the amendments, was then

Referred to the committee on judiciary.

Mr. Donahue introduced

Senate bill, No. 49, for "An act to provide for the holding of the terms of the Supreme Court at the capitol of the State, and not elsewhere."

Which was read at large a first time, and,

On motion of Mr. Donahue,

Referred to the committee on judiciary.

Mr. Langley introduced

Senate bill, No. 50, for "An act to regulate the publication of the decisions of the Supreme Court."

Which was read at large a first time.

Mr. Little offered an amendment to Senate bill No. 50.

Mr. Richardson offered an amendment to Senate bill No. 50.

Mr. Bishop offered an amendment to Senate bill No. 50.

Mr. Bishop offered an amendment to Senate bill No. 50.

The bill (Senate bill No. 50), with the amendments, was then

Referred to the committee on judiciary.

Mr. Fuller introduced

Senate bill, No. 51, for "An act to provide for the purchase of the Illinois Reports from the reporter of the Supreme Court."

Which was read at large a first time, and,

On motion of Mr. Fuller,

Referred to the committee on judiciary.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a communication, with accompanying papers:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILLINOIS, *January 24th*, 1871.

HON. JOHN DOUGHERTY, *President of the Senate* :

In answer to a resolution of the Senate, calling upon me for information relating to the State Arsenal and Adjutant General's office, I have the honor to transmit herewith, to be laid before the Senate, a copy of the Adjutant General's Report, which comprises all the information in my possession with reference to the subject.

I regret that I have been unable to furnish, at an earlier date, to the General Assembly, printed reports of the various State officers.

JOHN M. PALMER.

The report was referred to the committee on military affairs.

Mr. Snapp introduced

Senate bill, No. 52, for "An act to authorize issues of fact in chancery causes, to be tried by a jury as in common law cases."

Which was read at large a first time, and,

On motion of Mr. Snapp,

Referred to the committee on judiciary.

Mr. Flagg introduced

Senate bill, No. 53, for "An act to provide for the appointment of a successor in trust to the trustees named in an act entitled 'an act to incorporate the Illinois Central Railroad Company,' approved February 10, 1851, and their successors, and to define his duties."

Which was read at large a first time, and,

On motion of Mr. Flagg,

Referred to the committee on railroads and warehouses.

Mr. Richardson introduced

Senate bill, No. 54, for "An act to amend the law in respect to injuries to the person."

Which was read at large a first time, and,

On motion of Mr. Richardson,

Referred to the committee on judiciary.

Mr. Eddy introduced

Senate bill, No. 55, for "An act to establish the Illinois Hospital for Inebriates."

Which was read at large a first time, and,

On motion of Mr. Eddy,

Referred to the committee on charitable institutions.

Mr. Lanning introduced

Senate bill, No. 56, for "An act to provide for the election of directors and managers of incorporated companies."

Which was read at large a first time.

Mr. Underwood offered an amendment to Senate bill No. 56.

The bill (Senate bill No. 56), with the amendment, was then

Referred to the committee on railroads and warehouses.

Mr. Richardson introduced

Senate bill, No. 57, for "An act to amend the law in respect to the compensation to be recovered for causing death by wrongful act, neglect or default."

Which was read at large a first time, and,

On motion of Mr. Richardson,

Referred to the committee on judiciary.

Mr. Flagg introduced

Senate bill, No. 58, for "An act to provide for a botanical survey of the State of Illinois."

Which was read at large a first time, and,

On motion of Mr. Flagg,

Referred to the committee on geology and science.

Mr. Crawford introduced

Senate bill, No. 59, for "An act to relieve the people of this State from the payment of unnecessary taxes."

Which was read at large a first time, and,

On motion of Mr. Crawford,

Referred to the committee on finance.

Mr. Crawford, by unanimous consent, offered the following resolution :

Resolved, That the committee on judiciary shall examine section 19, of the constitution, and report whether or not this General Assembly can make any appropriation, hereafter, to pay its officers, employees, room-rents and incidental expenses, not covered by the allowance, until a law first having been passed providing for creating the same.

On motion of Mr. Crawford,

The rules were suspended, the resolution adopted, and

Referred to the committee on judiciary.

Senate bill, No. 22, for "An act to repeal part of section ten (10), of an entitled 'an act to create and organize the counties therein named,' "

Was read at large a second time, and,

On motion of Mr. Fuller,

The further consideration of the bill was postponed, and made the special order for Wednesday, at 10:30 o'clock.

Senate bill, No. 33, for "An act to encourage the planting of useful trees in this State,"

Was read at large a second time.

Mr. Crawford offered an amendment to Senate bill No. 33; which was adopted.

Mr. Hunter offered an amendment to Senate bill No. 33.

Pending the consideration of the amendment offered by Mr. Hunter,

A message from the Governor, by E. B. Harlan, Private Secretary, relating to the expenses of the General Assembly, and inclosing a communication from the Secretary of State, was received, and,

On motion of Mr. Fuller,

Was referred to the committee on expenses of the General Assembly, with instructions to report by bill or otherwise.

At 12:35 o'clock P. M.,

On motion of Mr. McNulta,

The Senate adjourned.

WEDNESDAY, JANUARY 25, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The journal of yesterday was being read, when,

On motion of Mr. Crawford,

The further reading of the same was dispensed with.

Mr. Richardson presented a petition against issuing Quincy bonds; which was read, and

Referred to the committee on municipalities.

A message from the House of Representatives, by Mr. Magie.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring herein, That the Governor is hereby authorized to pay, out of the contingent fund, the sum of one hundred dollars, upon the order of Stephen T. Logan, President of the Board of Managers of Oak Ridge Cemetery, for the purpose of procuring the removal of the remains of the late Governor William H. Bissell, from Hutchinson Cemetery to Oak Ridge Cemetery, near the city of Springfield.

In the adoption of which I am instructed to ask the concurrence of the Senate.

The House message was taken up, and

Referred to the committee on judiciary.

Mr. Hampton presented a petition relating to regulating, by statute, changes of venue; which was

Referred to the committee on judiciary.

Mr. Hampton presented a petition asking the repeal of the law establishing a State Board of Equalization; which was

Referred to the committee on revenue.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers, on the different railroads in this State," reported the same back, with amendment, and recommended the rejection of the amendment.

The question being upon the adoption of the report of the committee,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas. 33
Nays. 11

Those voting in the affirmative are,

Messrs. Bishop,

Boyd,

Bush,

Crawford,

Casey,

Donahue,

Edsall,

Epler,

Flagg,

Fuller,

Harlan,

Messrs. Holcomb,

Jackson,

Landrigan,

Langley,

Lanning,

Little,

McNulta,

Nicholson,

Pierce,

Richardson.

Senter,

Messrs. Shephard,

Snapp,

Solomon,

Strevell,

Vaughn,

Voris,

Washburn,

Whiting,

Wilkinson,

Williams,

Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Eddy,

Messrs. Gibson,
Hampton,
Kerr,
Marsh,

Messrs. Starne,
Underwood,
Van Dorston.

At 10:30 A. M. the President announced that the time had arrived to take up the special order, which was the consideration of Senate bill, No. 22, for "An act to repeal part of section ten (10) of an act entitled 'an act to create and organize the counties therein named.'"

The question then being upon ordering the bill to be engrossed for a third reading,

Mr. Underwood offered an amendment to section 1.

The question being upon the adoption of the amendment offered by Mr. Underwood,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 7
Nays..... 38

Those voting in the affirmative are,

Messrs. Alexander,
Donahue,
Flagg,

Messrs. Gibson,
Little,

Messrs. Pierce,
Underwood.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Eddy,
Edsall,
Epler,
Fuller,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Richardson,
Senter,
Shephard,

Messrs. Snapp,
Solomon,
Starne,
Strevell,
Van Dorston,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Senate bill No. 22, was then ordered engrossed for a third reading' and 250 copies ordered printed.

The consideration of Senate bill No. 6, was then resumed.

Mr. Underwood offered an amendment to the last section.

At 11 o'clock, the President announced that the hour had arrived for the consideration of the special order, which was the report of the committee on official reporting.

Mr. Starne moved to postpone the special order until 11 o'clock A. M., on Friday next; which motion was lost.

Mr. Beveridge offered the following amendment to the report of the committee on official reporting:

Resolved by the Senate, the House of Representatives concurring herein, That such a report of the proceedings and debates of the Twenty seventh General Assembly as has thus far been furnished by Messrs. Ely, Burnham & Bartlett, be continued as an official report, and they as official reporters: *Provided*, the said reporters consent to accept (\$25) twenty-five dollars per day, in full, for reporting each branch—such report not to exceed eight (8) columns of seven thousand (7,000) ems each: *Provided, further*, that in case of the adjournment of either branch for

The question being upon the adoption of the amendment,
And the yeas and nays being demanded,

Those voting in the affirmative are,

**Messrs. McNulta,
Nicholson,
Richardson,
Shephard,
Starne,
Strevell,
Voris.**

**Messrs. Van Dorston,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.**

Mr. Fuller moved the previous question. And the yeas and nays being demanded,

Those voting in the affirmative are,

**Messrs. Fuller,
Harlan,
Holcomb,
Hunter,
Jackson.**

Messrs. Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Underwood,

Messrs. VanDorston,
Vaughn,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Gibson,
Hampton,

Messrs. Little,
Pierce,

Mr. Washburn.

So the Senate concurred in the adoption of the resolutions.

The question being on referring the report and amendments to the committee on printing,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....28
Nays.....15

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Crawford,
Donahue,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Marsh,

Messrs. McNulta,
Nicholson,
Richardson,
Shephard,
Snapp,
Starne,
Underwood,
Voris,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Casey,
Gibson,
Hampton,
Little,

Messrs. Pierce,
Senter,
Solomon,
Strevell,
Van Dorston,

Messrs. Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams.

So report and amendments were referred to committee on printing.

At 12:30 o'clock P. M.,

On motion of Mr. Kerr,

The Senate adjourned till 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

Senate met, pursuant to adjournment.

The President presented the following report of the Judge of the Twenty-fifth Judicial Circuit; which was referred to the committee on judiciary.

OLNEY, ILLINOIS, January 19, 1871.

To the Honorable the General Assembly of the State of Illinois:

In conformity with the requirements of the constitution, I herewith report the number of days I have held court in the several counties composing the Twenty-fifth Judicial Circuit, during the preceding two years:

In the county of Lawrence:	
April term, 1869.....	11
November term, 1869.	21
April term, 1870.....	12
October term, 1870.....	13
In the county of Richland:	
May term, 1869	9
October term, 1869.....	12
May term, 1870	13
October term, 1870.....	11
In the county of Clay:	
May term, 1869.....	12
October term, 1869	12
May term, 1870	12
October term, 1870	12
Total number of days	
	150

Very respectfully,

RICHARD S. CANBY,
Judge Twenty-fifth Judicial Circuit, Illinois.

The consideration of the amendment offered by Mr. Underwood, to Senate bill No. 6, was resumed.

Mr. Hampton offered an amendment to the amendment.
And the question being on the adoption of the amendment to the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows:

{

Yeas.....

17

{

Nays.....

23

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Gibson,	Messrs. Senter,
Beveridge,	Hampton,	Shephard,
Bishop,	Harlan,	Starne,
Bush,	Holcomb,	Underwood,
Casey,	Marsh,	Vaughn.
Donahue,	McNulta,	

Those voting in the negative are,

Messrs. Bangs,	Messrs. Kerr,	Messrs. Strevell,
Boyd,	Landrigan,	Voris,
Edsall,	Lanning,	Washburn,
Epler,	Little,	Whiting,
Flagg,	Nicholson,	Wilkinson,
Fuller,	Pierce,	Williams,
Hunter,	Snapp,	Woodard.
Jackson,	Solomon,	

Mr. Epler offered an amendment to the amendment—which was, to strike out the word “ten,” and insert “thirty-five.”

The question being upon the adoption of the amendment to the amendment, offered by Mr. Epler,
And the yeas and nays being demanded,

It was decided in the negative, as follows:

{

Yeas.....

17

{

Nays.....

24

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Hampton,	Messrs. Shephard,
Beveridge,	Harlan,	Starne,
Casey,	Kerr,	Strevell,
Donahue,	Marsh,	Underwood,
Epler,	McNulta,	Vaughn.
Gibson,	Senter,	

Those voting in the negative are,

Messrs. Bangs, Bishop, Boyd, Bush, Edsall, Flagg, Fuller, Holcomb,	Messrs. Hunter, Jackson, Landrigan, Langley, Lanning, Little, Nicholson, Pierce,	Messrs. Snapp, Solomon, Voris, Washburn, Whiting, Wilkinson, Williams, Woodard.
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The question then being upon the adoption of the amendment offered by Mr. Underwood,
And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas.....14
Nays.....28

Those voting in the affirmative are,

Messrs. Alexander, Beveridge, Bishop, Bush, Casey,	Messrs. Donahue, Gibson, Holcomb, Marsh, McNulta,	Messrs. Shephard, Starne, Underwood, Vaughn.
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Those voting in the negative are,

Messrs. Bangs, Boyd, Crawford, Edsall, Epler, Flagg, Fuller, Hampton, Harlan, Hunter,	Messrs. Jackson, Kerr, Landrigan, Langley, Lanning, Little, Nicholson, Pierce, Senter,	Messrs. Snapp, Solomon, Strevel, Voris, Washburn, Whiting, Wilkinson, Williams, Woodard.
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Mr. Epler offered an amendment, to strike out all after the enacting clause, in the original bill, and insert the amendment so offered.

The question being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas.....15
Nays.....29

Those voting in the affirmative are,

Messrs. Alexander, Bangs, Beveridge, Casey, Epler,	Messrs. Gibson, Hampton, Harlan, Kerr, Lanning,	Messrs. Shephard, Starne, Strevel, Underwood, Van Dorston.
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Those voting in the negative are,

Messrs. Bishop, Boyd, Bush, Crawford, Donahue, Edsall, Flagg, Fuller, Holcomb, Hunter,	Messrs. Jackson, Landrigan, Langley, Little, Marsh, McNulta, Nicholson, Pierce, Richardson, Senter,	Messrs. Snapp, Solomon, Vaughn, Voris, Washburn, Whiting, Wilkinson, Williams, Woodard.
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A message from the Governor, by E. B. Harlan, Private Secretary.
Mr. President: I am directed by the Governor to lay before the Senate the Eighth Biennial Report of the Superintendent of Public Instruction.

[For this document see "Legislative Reports," Vol. I.]
Mr. Underwood offered an amendment to Senate bill No. 6, to strike out all after the enacting clause, and insert the amendment so offered.
Mr. Fuller moved to postpone the consideration of Senate bill No. 6, until Thursday morning, at 10:30 o'clock.
Which motion was adopted, and the consideration of the bill was postponed and made the special order for Thursday, at 10:30 A. M.
At 5 o'clock, P. M.,
On motion of Mr. Pierce,
The Senate adjourned.

THURSDAY, JANUARY 26, 1871.

Senate met, pursuant to adjournment.
Prayer by the Rev. Albert Hale.
The journal of yesterday was being read, when,
On motion of Mr. Alexander,
The further reading of the same was dispensed with.
Mr. Reddick asked and obtained leave to record his vote in the negative upon the motion, made yesterday, to refer the question of official reporting to the committee on printing.
Mr. Edsall presented the following report of the Judge of the Twenty-second Judicial Circuit; which was referred to the committee on judiciary:

To the Honorable the General Assembly of the State of Illinois:
The undersigned, Judge of the Twenty-second Judicial Circuit in the State of Illinois, hereby respectfully reports, and shows to your honorable body, that courts have been held in said circuit, during the past two years of A. D. 1869 and 1870, as follows, to-wit:
In the county of Ogle, in the year A. D. 1869, forty-five days; for the year A. D. 1870, twenty-nine days; in all, seventy-four days.
In the county of Lee, during the year A. D. 1869, fifty-three days; during the year A. D. 1870, fifty-nine days; in all, one hundred and twelve days in two years.
In the county of Carroll, during the year A. D. 1869, twenty-two days; during the year A. D. 1870, twenty-four days; in all, forty-six days in two years.
In the county of Whiteside, during the year A. D. 1869, sixty-one days; during the year A. D. 1870, seventy-six days; in all, one hundred and thirty-seven days in two years.
Making three hundred and sixty-nine days that courts have been held in and during the year 1869 and 1870.

Jan., 1869, commenced Monday, 18th, to Feb. 9th.....	18 days.
May, " " " 17th, to June 12th.....	21 "
Oct., " " " 11th, to Nov. 6th.....	22 "
Jan., 1870, " " " 17th, to Feb. 12th.....	24 "
May, " " " 16th, to June 11th.....	24 "
Oct., " " " 10th, to Nov. 12th.....	28 "

The foregoing is a statement of the number of days court has been held in the county of Whiteside, at the different terms, during the years A. D. 1869 and 1870. The number of new cases commenced on the docket of the Lee County Circuit Court were as follows :

CRIMINAL CASES.

Commenced at the March term, A. D. 1869.....	19
“ “ June term, A. D. 1869	3
“ “ December term, A. D. 1869.....	22
“ “ March term, A. D. 1870.....	8
“ “ June term, A. D. 1870.....	6
“ “ December term, A. D. 1870.	13
<hr/>	
Total criminal cases.....	71

COMMON LAW.

Commenced at the March term, A. D. 1869.....	72
“ “ June term, A. D. 1869.....	37
“ “ December term, A. D. 1869.....	108
“ “ March term, A. D. 1870.....	73
“ “ June term, A. D. 1870.....	29
“ “ December term, A. D. 1870	134
<hr/>	
Total criminal cases.....	453

CHANCERY CASES.

Commenced at the March term, A. D. 1869.....	19
“ “ June term, A. D. 1869.....	19
“ “ December term, A. D. 1869.....	23
“ “ March term, A. D. 1870	26
“ “ June term, A. D. 1870.....	4
“ “ December term, A. D. 1870	23
<hr/>	
Total chancery cases.....	114

Total number of cases in two years638

W. W. HEATON.

OFFICE OF CIRCUIT CLERK AND RECORDER OF CARROLL COUNTY,
MT. CARROLL, ILL., December 29, 1870.

HON. W. W. HEATON, *Dixon, Illinois :*

DEAR SIR—Yours of the 28th is received, propounding certain questions to be decided by the records of this office, as follows, viz :

Number days of holding court since Jan. 1st, 1869.....	46
Number of criminal cases on docket Jan. 1st, 1869	29
Number of law cases on docket Jan. 1st, 1869.....	81
Number of chancery cases on docket Jan. 1st, 1869.....	133
Number of cases now on docket.....	166
Number of cases disposed of, March term, 1869.....	99
Number of cases disposed of, September term, 1869	141
Number of cases disposed of, March term, 1870.....	160
Number of cases disposed of, September term, 1870	112
Total number of cases disposed of since Jan. 1st, 1869	665
<hr/>	
Number of days holding court, March term, 1869	11
Number of days holding court, September term, 1869	11
Number of days holding court, March term, 1870	12
Number of days holding court, September term, 1870	12
<hr/>	
Total number of days holding court	46

I believe the foregoing comprises answers to all the questions you have proposed. Did you receive a letter from me, with a package of papers on which you were requested to make a certificate?

Hoping this will be satisfactory to you, and wishing you a happy New Year,
I am, truly, yours,

J. F. ALLISON, *Clerk.*

STATE OF ILLINOIS, OGLE COUNTY.

I, Frederick G. Petrie, clerk of the circuit court in and for said county, in the State aforesaid, do hereby certify that the Hon. W. W. Heaton, Judge of the Twenty-second Judicial Circuit in said State, attended upon said court, as Judge thereof,

At the February term, A. D. 1869.....	15 days.
At the June term, A. D. 1869.....	14 "
At the November term, A. D. 1869	16 "
At the February term, A. D. 1870.....	10 "
At the June term, A. D. 1870.....	10 "
At the November term, A. D. 1870.....	9 "
<hr/>	
Total number of days held court	74 "

Witness my hand and seal of said court, at my office in Oregon, in said county and State, this 3d day of January, A. D. 1871.

[SEAL.] F. J. PETRIE, *Clerk.*

Statement of the number of suits docketed and disposed of in the Circuit Court of Ogle County, in the State of Illinois, from the first day of January, A. D. 1869, to the first day of January, A. D. 1870.

	<i>People.</i>	<i>Law.</i>	<i>Chancery.</i>
February term, 1869	48	140	144
Number disposed of	29	60	20
June term, 1869	26	135	147
Number disposed of	15	57	22
November term, 1869.....	30	148	137
Number disposed of.....	18	56	14
February term, 1870.....	32	135	144
Number disposed of	10	44	15
June term, 1870.....	38	145	145
Number disposed of	26	59	17
November term, 1870.....	25	240	150
Number disposed of.....	14	188	75

STATE OF ILLINOIS, OGLE COUNTY.

I, Frederick J. Petrie, clerk of the circuit court within and for said county, do hereby certify that the above and foregoing is a true statement of the number of cases docketed and disposed of in said court, as above set forth, from January, A. D. 1869, to January, A. D. 1870. Witness my hand and the seal of said court, at my office, in Oregon, in said county, this 3d day of January, A. D. 1871.

[SEAL.] F. J. PETRIE, *Clerk.*

A list of cases commenced in the Circuit Court in and for the County of Whiteside, and State of Illinois, during the years A. D. 1869 and 1870.

COMMON LAW.

Cases commenced at January term, 1869.....	108
" " May term, 1869.....	83
" " October term, 1869	165
" " January term, 1870.....	136
" " May term, 1870.....	141
" " October term, 1870	174

CHANCERY.			
Cases commenced at	January term, 1869.....		39
"	" May term, 1869.....		35
"	" October term, 1869		109
"	" January term, 1870		43
"	" May term, 1870.....		62
"	" October term, 1870		61
CRIMINAL.			
Cases commenced at	January term, 1869.....		9
"	" May term, 1869.....		16
"	" October term, 1869		18
"	" January term, 1870		6
"	" May term, 1870.....		14
"	" October term, 1870.....		19
No of cases for the year	1869		612
"	" 1870		656
Total.....			1268

I, J. N. Baird, Clerk of the Circuit Court in and for the county of Whiteside, and State of Illinois, do hereby certify that the above and foregoing is a correct number of cases commenced in said county, during the years A. D. 1868 and 1870.

Witness my hand, and the seal of said court, at Morris, on this

[SEAL.] the third day of December, A. D. 1870.

J. N. BAIRD, *Clerk.*

Mr. Reddick presented a petition, relating to certain school taxes ; which was
Referred to the committee on education.

Mr. Wilkinson presented a petition, relating to the school law ; which was
Referred to the committee on education.

Mr. Jackson presented a petition, relating to the registry law; which was
Referred to the committee on elections,

Mr. Tincher presented a petition from certain citizens of Mattoon, relating to court of common pleas ; which was
Referred to the committee on judiciary.

Mr. Wilkinson presented a petition from the Trustees of the Illinois Soldiers' College, relating to appropriations, etc ; which was
Referred to the committee on charitable institutions.

Mr. Tincher, from the committee on expenditures of the general assembly, presented the following report, relating to employing a clerk for the committee on corporations ; which was concurred in:

Your committee, having had under consideration the resolution of the Senator from McLean, with reference to a clerk for the committee on corporations, would respectfully recommend that the chairman of the said committee be authorized to employ a clerk, at a compensation not to exceed five dollars per day, for the time his services may be required.

W. P. PIERCE,
A. CRAWFORD,
W. A. LITTLE,
JOHN LANDRIGAN,
J. F. ALEXANDER,
J. L. TINCHER.

Mr. Bangs, from the committee on fees and salaries, reported, relative to the salaries of the officers and employees of the Senate, that the law of 1869 is in force until repealed.

On motion of Mr. Underwood,

The report of the committee was concurred in, and

Referred to the committee on expenditures of the general assembly.

Mr. Hampton, from the committee on printing, to whom was referred the report in relation to official reporting, made a verbal report, that Messrs. Ely, Burnham & Bartlett had withdrawn all propositions relating thereto.

Mr. Beveridge, from the select committee to whom was referred Senate bill, No. 2, entitled a bill for "An act providing for the payment, by the county of Cook, of further compensation to the judges of the circuit and superior courts, and the State's Attorney of said county, respectively," reported back the same, with amendment.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Nicholson offered the following resolution ; which laid over, under the rule :

Resolved, That the committees on agriculture and drainage, and counties and township organization, be authorized to employ a clerk, jointly.

Mr. Washburn offered the following resolution :

WHEREAS the President of the Senate has consulted with various members of the Senate as to the propriety of inviting a clergyman of African descent to officiate in this body ; and whereas it is eminently proper that the Senate should signify their preference in this regard, to the President ; therefore, be it

Resolved, That the members of the Senate, while they commend the custom and action of the Senate in opening its morning sessions with an invocation of Divine blessings upon its labors, by ministers of the christian religion, do not hesitate to express their preference that these services be performed by a minister of our own race and color ; and while we by no means abridge the right, nor interfere with the desires, of those who may prefer the services of a minister of the African race, we believe the prayers offered by one of our own race—of our own kindred—are quite as effectual as those of a stranger race, and hope that the President of the Senate will make no innovation upon the ancient customs and usages of the Senate, in this regard, until it shall be manifest that the spiritual interests of the majority of the Senate requires the services of a minister of the African race.

Mr. Washburn moved to suspend the rules.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 42
Nays 5

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Gibson,	Messrs. Reddick,
Bangs,	Hampton,	Richardson,
Beveridge,	Harlan,	Senter,
Bishop,	Holcomb,	Shephard,
Boyd,	Jackson,	Solomon,
Bush,	Kerr,	Starne,
Crawford,	Landrigan,	Strevel,
Casey,	Langley,	Tincher,
Donahue,	Lanning,	Underwood,
Dore,	Little,	Voris,
Edsall,	Marsh,	Washburn,
Epler,	McNulta,	Whiting,
Flagg,	Nicholson,	Wilkinson,
Fuller,	Pierce,	Williams.

Those voting in the negative are,

Messrs. Early,
Snapp,

Messrs. VanDorston,
Vaughn,

Mr. Woodard.

So the Senate agreed to suspend the rules to consider the resolution.

Mr. Pierce offered the following resolution, as a substitute :

Resolved, That the President of the Senate be requested to invite all officiating clergymen of this city to open our services by prayer, "without distinction of race, color, or previous condition of servitude."

Mr. Little moved to lay the whole matter on the table, indefinitely.

On motion of Mr. Starne,

The previous question was ordered.

The question then being upon Mr. Little's motion to lay the whole matter on the table, indefinitely,

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 14
Nays..... 33

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Boyd,
Crawford,
Donahue,

Messrs. Early,
Edsall,
Flagg,
Little,
Marsh,

Messrs. Van Dorston,
Vaughn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Bangs,
Bishop,
Bush,
Casey,
Dore,
Epler,
Fuller,
Gibson,
Hampton,
Harlan,
Holcomb,

Messrs. Jackson,
Kerr,
Landrigan,
Langley,
Lanning,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Voris,
Washburn,
Williams,
Woodard.

So the Senate refused to lay the subject on the table indefinitely.

The question then being upon the adoption of the substitute offered by Mr. Pierce,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas..... 30
Nays..... 17

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Dore,
Early,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Snapp,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Bush,
Casey,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Landrigan,
Lanning,
Richardson,
Shephard,

Messrs. Solomon,
Starne,
Voria,
Washburn,
Williams.

So the substitute offered by Mr. Pierce was adopted.

The question then being upon the adoption of the resolution offered by Mr. Washburn, as amended,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas.....30
Nays.....17

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Dore,
Early,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Snapp,
Strevell,
Tinchier,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Bush,
Casey,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Landrigan,
Lanning,
Richardson,
Shephard,

Messrs. Solomon,
Starne,
Voria,
Washburn,
Williams.

So the Senate adopted the resolution offered by Mr. Washburn, as amended.

At 10:50 A. M. the President announced that the time had arrived to take up the special order, which was the consideration of Senate bill No. 6.

Mr. Snapp asked leave of absence for 20 minutes; which was granted.

The question being upon the adoption of the amendment offered by Mr. Underwood,

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 9
Nays..... 86

Those voting in the affirmative are,

Messrs. Alexander,
Gibson,
McNulta,

Messrs. Reddick,
Shephard,
Starne,

Messrs. Strevell,
Underwood,
Van Dorston.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,

Messrs. Casey,
Donahue,
Dore,
Early,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jackson,

**Messrs. Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,**

**Messrs. Nicholson,
Pierce,
Richardson,
Senter,
Solomon,
Tincher,**

**Messrs. Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.**

So the amendment offered by Mr. Underwood was lost.

Mr. Alexander offered an amendment.

A message from the House of Representatives, by Mr. Magie.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 5, for "An act to authorize the State Treasurer and Auditor to purchase coin for the purpose of paying the State indebtedness," with amendments.

In the adoption of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Landrigan,

The debate upon the amendment offered by Mr. Alexander, was closed.

The question then being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 4
Nays 43

Those voting in the affirmative are,

**Messrs. Alexander,
Gibson,**

Mr. Harlan,

Mr. Woodward.

Those voting in the negative are,

**Messrs. Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Edsall,
Epler,
Flagg,
Fuller,
Hampton,**

**Messrs. Holcomb,
Jackson,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,**

**Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris.
Washburn.
Whiting,
Wilkinson,
Williams.**

So the amendment offered by Mr. Alexander was lost.

Mr. Washburn offered the following amendments :

Amend section 3, by inserting in line 3, after the word "in," the following words: "the sum of \$300, and."

Amend section 3, by striking out of line 11 the words "one hundred," and inserting the word "twenty-five;" and by striking out of same line the word "five," and inserting the word "one."

Which amendments were adopted.

The Senate adjourned till 2 o'clock P. M.

So the amendment offered by Mr. Kerr was lost.

**Mr. Van Dorston moved that the Senate adjourn.
And the yeas and nays being demanded,**

It was decided in the negative, as follows: { Yeas21
Nays27

Those voting in the affirmative are,

**Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Casey,
Epler,**

**Messrs. Gibson,
Harlan,
Kerr,
Landrigan,
Lanning,
Marsh,
Reddick,**

**Messrs. Richardson,
Shephard,
Solomon,
Starne,
Underwood,
Van Dorston,
Williams.**

Those voting in the negative are,

**Messrs. Boyd,
Crawford,
Donahue,
Dore,
Early,
Edsall,
Flagg,
Fuller,
Hampton,**

**Messrs. Holcomb,
Hunter,
Jackson,
Langley,
Little,
McNulta,
Nicholson,
Pierce,
Senter,**

**Messrs. Snapp,
Strevell,
Tincher,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.**

So the Senate refused to adjourn.

On request of Mr. Bishop, the use of the Senate Chamber was unanimously granted to the members of the bar for the purpose of holding a meeting this evening.

Mr. Richardson offered an amendment, to strike out all after the enacting clause and insert the amendment so offered.

Pending the reading of the amendment,

On motion of Mr. Boyd,

The further reading of the same was dispensed with, and

The bill and amendment were made the special order for to-morrow, at 11 o'clock A. M.

At 5:38 o'clock P. M.,

On motion of Mr. Snapp,

The Senate adjourned.

FRIDAY, JANUARY 27, 1871.

Senate met, pursuant to adjournment.

Prayer by the Rev. Dr. Bergen.

The journal of yesterday was being read, when,

On motion of Mr. Boyd,

The further reading of the same was dispensed with.

The president presented the following communications, from the Secretary of State and the Governor of New York :

STATE OF ILLINOIS, SECRETARY'S OFFICE,
SPRINGFIELD, *January 26, 1871.*

HON. JOHN DOUGHERTY, *President of the Senate :*

SIR—I have the honor to transmit, herewith, for the information of the Senate, a communication from his excellency, John T. Hoffman, Governor of New York, in reply to a letter from this office, forwarded in compliance with a resolution of the Senate, requesting to be furnished with three hundred copies of the report of the commission, of which the Hon. David A. Wells is chairman, for the use of the General Assembly of this State.

I have the honor to be, sir, very respectfully,
Your obedient servant,

EDWARD RUMMEL,
Secretary of State.

STATE OF NEW YORK, EXECUTIVE CHAMBER,
ALBANY, *January 23, 1871.*

SIR—I am directed by the Governor to acknowledge the receipt of your letter, of 18th inst., and to say that he will, with pleasure, forward to you, for the use of the General Assembly of Illinois, three hundred copies of the report of the commission, of which the Hon. David A. Wells is the head, so soon as it is printed. As yet, the report has not been made, but it is expected that in a few days it will be received by the Governor.

Very respectfully,

JOHN D. VAN BUREN,
Private Secretary.

TO HON. EDWARD RUMMEL, *Secretary of State, Illinois.*

The President then announced that he had appointed the following clergymen to officiate in the Senate :

Monday—Rev. O. B. LOMBARD.

Tuesday—Rev. Dr. ROBERTSON.

Wednesday—Rev. Mr. CARNAHAN.

Thursday—Rev. ALBERT HALE.

Friday—Rev. J. G. BERGEN.

Saturday—Rev. E. C. JOINER.

On motion of Mr. Crawford,

The rules were suspended, and the House message, relative to Senate bill, No. 5, for "An act to authorize the State Treasurer and Auditor to purchase coin, for the purpose of paying the State indebtedness," as amended by the Senate, was taken up.

The question being upon concurring with the House in the amendments to the bill (which had been printed and read at large),

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas.....49
Nays.....00

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Starne,
Strevel,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voriss,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate concurred with the House in their amendments to the bill.

Mr. Flagg presented two petitions, relating to common schools ; which were

Referred to the committee on education.

Mr. Hunter presented a petition, relating to assessments of money ; which was

Referred to the committee on revenue.

Mr. Bangs presented a petition, relating to keeping up stock ; which was

Referred to the committee on agriculture and drainage.

Mr. Boyd, from the committee on the judiciary, reported back Senate bill No. 18, for "An act concerning officers *de facto*," with recommendation that the bill lie on the table until the 4th of July, 1872.

On motion of Mr. Edsall,

The bill (Senate bill No. 18) was recommitted to the committee on judiciary.

Mr. Marsh, from the committee on public buildings, made a verbal report, and offered the following resolution :

Resolved, That the chairman of the committee on public buildings be authorized to employ a competent accountant, to act as clerk to said committee, for so long a time as his services may be needed, with such compensation as shall be allowed to clerks of other committees of the Senate : *Provided, however*, that if his time of service shall be less than ten days, he may be allowed, as compensation, such other amount as may be required, in order to secure competent service, not to exceed eight dollars per day.

On motion of Mr. Marsh,

The rules were suspended.

Mr. Washburn moved to refer the resolution, offered by Mr. Marsh, to the committee on expenditure of the general assembly.

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 8
Nays..... 41

Those voting in the affirmative are,

Messrs. Bishop,
Bush,
Holcomb,

Messrs. Little,
Pierce,
Shephard,

Messrs. Tincher,
Washburn.

Those voting in the negative are,

Messrs. Alexander,	Messrs. Hampton,	Messrs. Senter,
Bangs,	Harlan,	Snapp,
Beveridge,	Hunter,	Solomon,
Boyd,	Jackson,	Starne,
Crawford,	Jewett,	Strevell,
Casey,	Kerr,	Underwood,
Donahue,	Landrigan,	Van Dorston,
Dore,	Langley,	Vaughn,
Early,	Lanning,	Voris,
Edsall,	Marsh,	Whiting,
Epler,	McNulta,	Wilkinson,
Flagg,	Nicholson,	Williams,
Fuller,	Reddick,	Woodard.
Gibson,	Richardson,	

So the Senate refused to so refer the resolution.

At 11 o'clock A. M., the special order was taken up, being the consideration of Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State."

On motion of Mr. Fuller,
The previous question was ordered.

The question then being upon the adoption of the amendment offered by Mr. Richardson,

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas.....14
Nays34

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Kerr,	Messrs. Starne,
Beveridge,	McNulta,	Strevell,
Epler,	Reddick,	Underwood,
Gibson,	Richardson,	Van Dorston.
Jewett,	Shephard,	

Those voting in the negative are,

Messrs. Bangs,	Messrs. Harlan,	Messrs. Senter,
Boyd,	Holcomb,	Snapp,
Bush,	Hunter,	Solomon,
Crawford,	Jackson,	Tincher,
Casey,	Landrigan,	Vaughn,
Donahue,	Langley,	Voris,
Dore,	Lanning,	Washburn,
Early,	Little,	Whiting,
Edsall,	Marsh,	Wilkinson,
Flagg,	Nicholson,	Williams,
Fuller,	Pierce,	Woodard.
Hampton,		

So the amendment, offered by Mr. Richardson, was lost.

The question recurring upon ordering the bill (Senate bill No. 6) engrossed and printed for a third reading,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas. 39
Nays..... 10

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Senter,
Snapp,
Solomon,
Strevell,
Tincher,
Van Dorston,
Voriss,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Epler,
Gibson,
Jewett,

Messrs. Kerr,
Richardson,
Shephard,

Messrs. Starnes,
Underwood,
Vaughn.

So the bill was ordered printed, and to be engrossed for a third reading.

On motion of Mr. Fuller,
Three hundred copies of the bill were ordered printed.

At 12:49 o'clock, P. M.,

On motion of Mr. Gibson,
The Senate adjourned.

SATURDAY, JANUARY 28, 1871.

The Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Joiner.

The journal of yesterday was being read, when,

On motion of Mr. Flagg,

The further reading of the same was dispensed with.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit :

Senate bill, No. 5, for "An act authorizing the State Treasurer and Auditor to purchase coin."

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit :

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State."

Mr. Boyd presented a petition from citizens of Mason county, relating to the school law; which was

Referred to the committee on education.

Mr. Boyd presented a petition of citizens of Mason county, relating to county judges; which was

Referred to the committee on fees and salaries.

Mr. Bangs presented the petition of Charles S. Edwards, relating to school directors ; which was

Referred to the committee on revenue.

Mr. Underwood presented a petition, relating to publishing the decisions of the Supreme Court ; which was

Referred to the committee on judiciary.

Mr. Flagg presented a petition, relating to reports of school directors ; which was

Referred to the committee on education.

Mr. Tincher, from the committee on expenditures of the general assembly, presented the following report :

We, the committee on expenditures, beg leave to report in favor of the committee on apportionment and the committee on municipalities having one clerk to serve the two committees.

J. L. TINCHER, *Chairman*.

The question being upon concurring in the report,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 36
Nays 6

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Dore,
Early,
Edsall,
Fuller,
Gibson,
Hampton,
Holcomb,

Messrs. Jackson,
Kern,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Senter,
Shephard,
Snapp,

Messrs. Solomon,
Starne,
Strevell,
Tincher,
Underwood,
VanDorston,
Vaughn,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Casey,

Messrs. Harlan,
Jewett,

Messrs. Reddick,
Washburn.

So the report of the committee was concurred in.

Mr. Pierce introduced

Senate bill, No. 60, for "An act to determine the officers of the Twenty-seventh General Assembly, and fix the compensation of the same."

Which was read at large a first time.

Mr. Bangs offered an amendment to Senate bill No. 60.

Mr. Underwood offered an amendment to Senate bill No. 60.

Mr. Snapp offered an amendment to Senate bill No. 60.

Mr. Underwood offered an amendment to Senate bill No. 60.

On motion of Mr. Pierce,

The bill (Senate bill No. 60), with the amendments, was then

Referred to the committee on expenditures of the general assembly.

Mr. Pierce introduced

Senate bill, No. 61, for "An act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same."

Which was read at large a first time, and
Ordered to a second reading.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the "Biennial Report of the Trustees of the Illinois State Hospital for the Insane," located at Jacksonville.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the "Biennial Report of the Trustees of the Illinois Institution for the Education of the Deaf and Dumb," located at Jacksonville.

Mr. Edsall, from the committee on municipalities, to which was referred Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city thereto," reported to same back, with amendments, and recommended that the bill, as amended, be ordered to a second reading.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Marsh, from the committee on public buildings, called up his resolution of Tuesday, relative to appointing a clerk for said committee, and,

On his motion,

The resolution was adopted.

Mr. Marsh asked leave of absence for Mr. Eddy, on account of sickness; which was granted.

Mr. Underwood asked leave of absence for Mr. Flagg, until Monday; which was granted.

Mr. Tincher asked leave of absence for Mr. Voris, until Monday; which was granted.

Mr. Vaughn asked leave of absence for Mr. Crawford, on account of sickness; which was granted.

Mr. Dore, from the special committee on ventilation, made a verbal report, and the committee was discharged.

Mr. Pierce offered the following resolution; which laid over, under the rule:

Resolved, That the committee on education be instructed to inquire into the propriety of providing for a uniformity of school books, in the public schools in this State; and, also, of prohibiting, by law, any changes in school books, oftener than once in five years.

Mr. Marsh offered the following resolution; which laid over, under the rule:

WHEREAS it is evidently the intention of this venerable body to inaugurate a system of close economy and rigid retrenchment; now, therefore, in order that the same may be thorough and searching, and not confined merely to a discrimi-

nating policy with reference to its officers, but may control and affect the Senators, as well, be it

Resolved, That the committee on the expenses of the general assembly be instructed as follows, to-wit: 1st. To make appropriate estimates of the value of time of this body, including therein labor of officers and other attendant expenses, and the cost thereof to the State—scaled, per minute, per hour, etc., and report the same as soon as completed, in order that all may be admonished that “time is money,” and—*how much*. 2d. To hold meetings at least once per week, at which the speeches of the different members shall be aggregated, averaged, canvassed, and classified, as follows: “*Sense*,” “*non-Sense*” and “*Buncombe*”—with amount of time occupied in their delivery. 3d. After such canvass and classification, to serve notice upon the Senators whose speeches have been thus classified—indicating, to those classed in “*Buncombe*,” that they must desist therefrom thereafter, under penalty of deduction from their pay (if it amount to so much during the session) of sufficient to reimburse the State for the loss sustained: *Provided, however*, that each shall have the privilege of making one speech of this class for the sake of his constituents, or for such other purpose as he may deem proper. To those classed in “*non-Sense*,” that their speeches must be short, always, and of sufficient pith and humor to “point a moral” or amuse this body, or otherwise they shall be subject to the penalties indicated in the foregoing clause. And to those classed in “*Sense*,” general encouragement that that they may speak often and long—assuming that there is no danger of extravagance and waste in this direction.

The committee shall not be supplied with a clerk while engaged in these duties, but shall take turns in making the “*casts*,” keeping the records, and in writing and serving the notices.

Mr. Nicholson introduced

Senate bill, No. 62, for “An act to prohibit persons from hunting within the inclosures of others, without leave.”

Which was read at large a first time, and

Referred to the committee on agriculture and drainage.

Mr. Alexander introduced

Senate bill, No. 63, for “An act to extend the jurisdiction of county courts.”

Which was read at large a first time.

Mr. Bangs offered an amendment.

The bill (Senate bill No. 63) and amendment, was

Referred to the committee on judiciary.

Mr. Bishop introduced

Senate bill, No. 64, for “An act relating to county debts and to provide for the funding and payment of thereof by such counties.”

Which was read at large a first time, and,

On motion of Mr. Bishop,

Referred to the committee on county and township organization.

Mr. Reddick introduced

Senate bill, No. 65, for “An act to change the name of the Recorder’s Court of the city of Peru and define its jurisdiction.”

Which was, without reading,

Referred to the committee on judiciary.

Mr. Reddick introduced

Senate bill, No. 66, for “An act to amend an act entitled ‘an act to organize and regulate the business of life insurance,’ approved March 26, 1869.”

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Little introduced

Senate bill, No. 67, for "An act to promote the science of medicine and surgery in the State of Illinois."

Which was read at large a first time, and

Referred to the committee on state charitable institutions.

Mr. Dore introduced

Senate bill, No. 68, for "An act to locate street or horse railways, with power of condemnation of private property, and to carry freight."

Which was read at large a first time, and

Referred to the committee on railroads and warehouses.

Mr. Harlan introduced

Senate bill, No. 69, for "An act to enable a certain class of towns and cities to construct, maintain and acquire public highways leading thereto, for the purpose and in the modes therein prescribed."

Which was read at large a first time, and

Referred to the committee on municipalities.

Mr. Boyd introduced

Senate bill, No. 70, for "An an act to fix the duration of trusts in real property."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Langley introduced

Senate bill, No. 71, for "An act to regulate the practice of courts respecting new trials."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Tincher introduced

Senate bill, No. 72, for "An act requiring all savings banks and banking corporations to make quarterly statements."

Which was read at large a first time, and

Referred to the committee on banks and banking.

Mr. Epler introduced

Senate bill, No. 73, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb."

Which was read at large a first time, and

Referred to the committee on state charitable institutions.

Mr. Epler introduced

Senate bill, No. 74, for "An act making appropriations for the erection of a chapel and school buildings for the Illinois Institution for the Education of the Deaf and Dumb, and for the re-erection of the south wing of said institution."

Which was read at large a first time, and

Referred to the committee on state charitable institutions.

Mr. Kerr introduced

Senate bill, No. 75, for "An act regulating the rights and liabilities of married women doing business in their own names."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Nicholson introduced

Senate bill, No. 76, for "An act to prohibit stock animals from running at large in this State."

Which was read at large a first time.

Mr. Senter offered an amendment to Senate bill No. 76.

On motion of Mr. Nicholson,

The bill (Senate bill No. 76), with the amendment, was

Referred to the committee on agriculture and drainage.

Mr. Bangs introduced

Senate bill, No. 77, for "An act to regulate the rate of interest."

Which was read at large a first time, and

Referred to the committee on finance.

Mr. Bishop introduced

Senate bill, No. 78, for "An act to simplify conveyances."

Which was read at large a first time, and

Referred to the committee on judiciary.

Senate bill, No. 22, for "An act to repeal part of section ten (10) of an act entitled 'an act to create and organize the counties therein named,' " having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 40
Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Casey,
Dore,
Early,
Edsall,
Epler,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Solomon,
Starne,
Strevell,
Tincher,
Van Dorston,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Underwood voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 33, for "An act to encourage the planting of useful trees in this State,"

Was taken up for a second reading, and,

On motion of Mr. Underwood,

Was made the special order for Tuesday next, at 11 o'clock A. M.

On motion of Mr. Van Dorston,

His resolution, in relation to employing a clerk for the committee on revenue, was taken up, and

Referred to the committee on expenditures of the general assembly.

Senate bill, No. 2, for "An act providing for the payment, by the county of Cook, of further compensation to the judges of the circuit

and superior courts, and the State's attorney of said county, respectively,"

Was taken up, read at large a second time, and,

On motion of Mr. Dore,
Referred to the Cook county delegation.

On motion of Mr. Langley,
The resolution, offered by him, relating to the purchase of Gross' Statutes and Private Laws, was withdrawn.

The House message, of January 25th, relating to the improvement of stock, was then taken up.

Mr. Starne offered the following amendment: After the word "stock," insert "sugar, tea, coffee, salt, and iron."

Mr. Vaughn offered the following amendment: Amend by adding, "which is for building purposes."

On motion of Mr. Boyd,
The House message, with amendments, was
Referred to the committee on federal relations.

Mr. Casey's resolution, of January 16, directing the committee on railroads and warehouses to inquire into the expediency of establishing equitable charges by express companies, was taken up and adopted.

Mr. Whiting's resolution, of January 16th, relating to protecting the public against the evils of the liquor traffic, was taken up.

Mr. Pierce moved the previous question.
And the yeas and nays being demanded,
The main question was ordered

By the following vote, { Yeas.....31
 { Nays12

Those voting in the affirmative are,

Messrs. Beveridge,	Messrs. Harlan,	Messrs. Shephard,
Boyd,	Hunter,	Solomon,
Bush,	Jackson,	Starne,
Casey,	Jewett,	Tincher,
Donahue,	Langley,	Underwood,
Dore,	Little,	Van Dorston,
Early,	Nicholson,	Vaughn,
Edsall,	Pierce,	Wilkinson,
Epler,	Reddick,	Williams,
Fuller,	Senter,	Woodard.
Gibson,		

Those voting in the negative are,

Messrs. Alexander,	Messrs. Holcomb,	Messrs. Strevell,
Bangs,	Kerr,	Voris,
Bishop,	Landrigan,	Washburn,
Hampton,	Richardson,	Whiting.

The question being upon the adoption of the resolution,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....41
 { Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Bush,	Messrs. Edsall,
Bangs,	Casey,	Epler,
Beveridge,	Dore,	Fuller,
Boyd,	Early,	Gibson,

Messrs. Hampton, Harlan, Holcomb, Hunter, Jackson, Jewett, Kerr, Landrigan, Langley, Little,	Messrs. Nicholson, Pierce, Reddick, Richardson, Senter, Shephard, Solomon, Starne, Strevel, Tincher,	Messrs. Underwood, Van Dorston, Vaughn, Voriss, Washburn, Whiting, Wilkinson, Williams, Woodard.
---	---	--

Mr. Bishop voted in the negative.

So the resolution offered by Mr. Whiting was adopted.

Mr. Senter's resolution of January 16th, relating to repealing the law giving county agricultural societies one hundred dollars each, annually, was taken up and adopted.

Mr. Casey's resolution of January 16th, directing the committee on judiciary to inquire into the expediency of amending the law relating to the sale of personal property, was taken up and adopted.

Mr. Crawford's resolution of January 16th, concerning the repealing of the Recorder's Courts in the different cities of this State, was taken up and adopted.

Mr. Flagg's resolution of January 16th, concerning standing committee of seven on domestic relations, was taken up and adopted.

Mr. Epler's resolution of January 17th, concerning donation of public lands by the Congress of the United States, was then taken up.

Mr. Boyd moved to refer the resolution to the committee on federal relations.

And the yeas and nays being demanded,

It was decided in the negative, as follows :

{ Yeas	12
{ Nays	30

Those voting in the affirmative are,

Messrs. Beveridge, Boyd, Early, Fuller,	Messrs. Gibson, Hampton, Hunter, Jewett,	Messrs. Kerr, Little, Senter, Strevel.
--	---	---

Those voting in the negative are,

Messrs. Alexander, Bangs, Bishop, Bush, Casey, Dore, Edsall, Epler, Harlan, Holcomb,	Messrs. Jackson, Landrigan, Langley, Nicholson, Pierce, Reddick, Richardson, Shephard, Solomon, Starne,	Messrs. Tincher, Underwood, Van Dorston, Vaughn, Voriss, Washburn, Whiting, Wilkinson, Williams, Woodard.
---	--	--

So the Senate refused to refer the resolution to the committee on federal relations.

The question then being upon the adoption of the resolution,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows :

{ Yeas	43
{ Nays	00

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Casey,
Dore,
Early,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the resolution was adopted.

At 12:54 o'clock, P. M.,

On motion of Mr. Boyd,
The Senate adjourned.

MONDAY, JANUARY 30, 1871.

The Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Crane.

The journal of yesterday was being read, when,

On motion of Mr. Strevell,

The further reading of the same was dispensed with.

Mr. Bishop presented a petition from certain members of the bar, concerning the locating of the Supreme Court at Springfield; which was

Referred to the committee on judiciary.

Mr. Edsall presented a petition, concerning establishing district courts; which was

Referred to the committee on judiciary.

Mr. Nicholson, from the committee on agriculture and drainage, reported back the following resolution, with recommendation that the same lie on the table until the 4th of July, 1872:

Resolved, That the committee on agriculture and drainage be instructed to inquire into the propriety of reporting a bill repealing that part of the law which authorizes county agricultural societies to draw, annually, one hundred dollars, each, from the State treasury.

The report of the committee was concurred in, and the resolution Laid on the table until July 4th, 1872.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave," reported the same back, with an amendment to section 2 of the bill, and recommended the adoption of the amendment.

The report of the committee was concurred in, and the bill Ordered to a second reading.

Mr. Whiting, from the committee on agriculture and drainage, to which was referred a resolution, asking the General Assembly to pass a law that will more effectually protect life and property from destruction by the depredations of dogs, reported by bill, as follows :

Senate bill, No. 79, for "An act concerning dogs."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Pierce, from the committee on expenditures of the general assembly, to which was referred Senate bill, No. 60, for "An act to determine the officers of the Twenty-seventh General Assembly, and fix the compensation of the same," reported the same back, with amendment, offered by Mr. Underwood, and recommended the adoption of the amendment; also, other amendments offered, with recommendation that they be rejected; and recommended the passage of the bill, as amended by Mr. Underwood.

Mr. Strevel offered an amendment to the amendment.

The question then being upon the adoption of the amendment to the amendment, offered by Mr. Strevell,

And the yeas and nays being demanded,

It was decided in the negative, as follows :

{	Yeas13
	Nays27

Those voting in the affirmative are,

**Messrs. Bangs,
Dore,
Early,
Edsall,
Gibson.**

**Messrs. Jackson,
Jewett,
Kerr,
Marsh,**

**Messrs. Snapp,
Strevell,
Van Dorston,
Woodard.**

Those voting in the negative are,

**Messrs. Alexander,
Bishop,
Boyd,
Bush,
Donahue,
Epler,
Fuller,
Hampton,
Harlan,**

**Messrs. Holcomb,
Hunter,
Landrigan,
Little,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,**

**Messrs. Solomon,
Starne,
Tincher,
Underwood.
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams.**

So the amendment to the amendment, offered by Mr. Strevell, was lost.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a written communication, with accompanying papers:

EXECUTIVE DEPARTMENT,

SPRINGFIELD, ILLINOIS, *January 26th*, 1871.

HON. JOHN DOUGHERTY, *President of the Senate* :

In compliance with the requirement of the seventh section of the fifth article of the constitution, I have the honor to furnish to the General Assembly an account of all moneys received and paid out by me from any funds subject to my order, with vouchers therefor, so far as they have been kept by me. The vouchers for moneys expended by me from the appropriations under my control, before the 8th day of August, A. D. 1870, are in the Auditor's office.

Appropriations for "fuel and lights for the Executive Mansion, and to pay the expenses of keeping the same, and the grounds thereto, in repair, payable quarterly upon the order of the Governor," act approved March 11, 1869, \$4,500 per annum. The amount of this appropriation has been drawn to the 31st day of December, 1870, and treated as an appropriation for the general objects of the act, and by way of addition to the salary of the Governor.

Appropriations for contingent fund, of "a sum not exceeding \$10,000, subject to the order of the Governor, for defraying all such expenses as are unforeseen by the General Assembly, and not otherwise provided for by law—payments to be made from time to time, upon bills of particulars certified by the Governor," act approved March 11, 1869.

Of this fund, the amount of \$8,890 85 has been expended for the purposes set forth in the following statement :

Date.	To whom and for what paid.	Amount.
.....	E. P. Niles, for examining and preparing war claims, in April, 1869	\$150 00
.....	E. P. Niles, for examining and preparing war claims, in May, 1869.....	140 00
.....	V. Hickox, agent for transportation	8 00
.....	R. H. Green, for ferreting out band of counterfeiters, and expenses while so employed	100 00
.....	A. E. Darling, frame for Governor's portrait.....	64 50
.....	For transportation of disabled soldiers and arrest of counterfeiters.....	500 00
.....	Geo. W. Brinkerhoff, for expenses incurred under railroad debt law, by order of Governor	88 54
.....	Joseph Utley, expenses incurred in visiting Washington, D. C., by order of the Governor.....	126 25
.....	C. C. Howarth, freight on frames for portraits of Abraham Lincoln and Stephen A. Douglas	48 40
.....	O. H. Miner, for his services and expenses visiting the penitentiary, at request of the Governor.....	41 00
.....	A. E. Darling, for frames for portraits of Abraham Lincoln and Stephen A. Douglas	381 60
.....	Wm. C. Rich, for arresting and detaining supposed kidnappers, on Governor's order.....	35 50
.....	Chicago & Alton Railroad Company, for transportation of disabled soldiers, on Governor's order.....	76 80
...	H. Dilger, Adjutant General, for expense of firing salute in memory of General Geo. H. Thomas.	73 00
.....	C. S. Zane, for legal services in suit of G. W. Chatterton vs. Auditor Public Accounts, and others.....	100 00
.....	E. B. Herndon, for legal services in suit of George W. Chatterton vs. Auditor of Public Accounts, and others.	100 00
.....	McKee, Fishback & Co., for advertising Governor's proclamation offering rewards, etc., in the <i>Missouri Democrat</i>	6 00
.....	S. T. Mayo, for services and expenses examining accounts of Illinois Penitentiary.....	74 80
.....	J. Bunn, for cabinet of insects belonging to estate of late Benjamin D. Walsh, purchased by the State Entomologist, for the State, which includes, to be paid out of this amount, seven months salary, at rate of \$166 33½ per month, due Mr. Walsh at time of his death.....	2,500 00
.....	A. E. Darling, for frame for Governor's portrait.....	114 55

Statement—Continued.

Date.	To whom and for what paid.	Amount,
.....	E. B. Harlan, for expenses in going to Monmouth, Ill., by order of the Governor, to quell a disturbance of the peace	\$23 80
August 11, 1870..	H. Dilger, Adjutant-General, for expenses going to Monmouth, Ill., by order of the Governor, to quell a disturbance of the peace, as per voucher No. 1	22 55
August 22, 1870..	Charles A. Hill, for services in the case of the petition of Wm. M. Jackson, a convict in the Penitentiary, for a writ of <i>habeas corpus</i> , as per voucher No. 2	35 00
August 3, 1870...	Chicago and Alton Railroad Company, for transportation of disabled soldiers, on Governor's order, as per voucher No. 3	20 20
Sept. 15, 1870....	John F. Rittenhouse, for services as special messenger to Governor of Arkansas, for the arrest of an escaped convict, as per voucher No. 4	100 00
Sept. 23, 1870.. .	Aug. Campbell, for receiving and forwarding the census returns from northern district Illinois, in time for apportionment, as per voucher No. 5	60 00
Sept. 23, 1870....	F. W. Tracy, cashier, for amount due J. F. Rittenhouse for messenger for arrest of Harry Williams, a fugitive from justice, as per voucher No. 6	60 00
October 13, 1870..	A. L. Ide, part pay for heating apparatus for Second Presbyterian Church, for use of House of Representatives, as per voucher No. 7	2,000 00
November 2, 1870.	A. L. Ide, part pay for heating apparatus for Second Presbyterian Church, for use of House of Representatives, as per voucher No. 8	1,000 00
November 25, 1870	H. Dilger, for expenses while accompanying the Governor on a tour of inspection of State Institutions, as per voucher No. 9	18 00
November 28, 1870	Wm. LeBaron, for cabinet to preserve entomological collection, as per voucher No. 10	150 00
November 28, 1870	Wm. LeBaron, engraving for report of State Entomologist, as per voucher No. 11	35 00
December 3, 1870.	A. J. Babcock, part pay for water closets, etc., Second Presbyterian Church, for use of House of Representatives, as per voucher No. 12	500 00
December 23, 1870	John T. Jones, for services and expenses in serving process on Cook County Collectors, at request of Auditor, as per voucher No. 13	40 00
December 31, 1870	John M. Palmer, for personal expenses in visiting State Institutions, as per voucher No. 14	29 00
December 31, 1870	C. & N. W. R. R. Co., for transportation of disabled soldiers, etc., as per voucher No. 15	6 00
January 3, 1871..	Chicago and Alton Railroad Company, for transportation, as per voucher No. 16	19 50
January 10, 1871.	H. Dilger, for services as superintending architect, Second Presbyterian Church, for use of House of Representatives, as per voucher No. 17	75 00
January 19, 1871.	T. W. & W. R. R. Co., for transportation of disabled soldiers, as per voucher No. 18	5 86
	Total	\$8,890 85
	Balance, unexpended	1,109 15

Appropriation "to Governor's office for postage, stationery, telegraphing, furniture and repairs of office, and other incidental expenses, a sum not exceeding \$4,000, to be paid on bills of particulars certified by him," act approved March 11, 1869.

Of this appropriation, the sum of \$2,354 10 has been expended for the purposes set forth in the subjoined statement :

Year.	To whom and for what paid.	Amount.
1869....	Wm. A. Luttrell, services as page.....	\$167 00
1869....	Newspapers.....	36 00
1869 ...	Telegraphing and express charges.....	122 75
1869....	Painting, carpeting and repairs of office.....	562 78
1869....	Stationery.....	141 25
1869....	Postage and box rent.....	62 95
1869....	Blank books..	57 00
1870....	Telegrams, to August 8	78 60
1870....	Postage.....	160 00
1870....	Express charges.....	50
1870....	Articles furnished for office, as per bills filed in Auditor's office....	32 75
1870....	Stationery.....	77 50
1870....	Newspapers for office.....	36 00
1870....	Repairs of office.....	16 25
1870....	Page in office, to August 8.....	234 00
1870....	Telegrams, from August 8 to date, (see vouchers marked "A") ...	52 55
1870....	Postage, from August 8 to date, (see vouchers marked "B").....	72 97
1870....	Express charges, from August 8 to date, (see vouchers marked "C")..	85
1870....	Page in office, from August 8 to date, (see vouchers marked "D")..	130 00
1870....	Ice, from August 8, (see voucher marked "E").....	31 60
1870....	Blank books, (see voucher marked "F").....	74 50
1870....	Furniture for office, (see voucher marked "G")	130 00
1870....	J. B. Mosser, pay as extra clerk in office, (see voucher marked "H")	72 00
1870....	J. & J. W. Bunn, articles purchased, as per voucher marked "I")..	4 80
	Total	\$2,354 10
	Balance, unexpended.....	1,645 90

Appropriation of "thirty-six hundred dollars for the purpose of furnishing the executive mansion, subject to the order of the Governor, and to be used by him at his discretion, for the purposes aforesaid," act approved March 11, 1869.

The amount of this appropriation has been expended for the purpose set forth in this act, for many articles of furniture, of which no detailed account has been kept.

Appropriations of \$3,900 to defray the "necessary expenses incurred in repairing and improving the executive mansion," act approved March 11, 1869.

Of this appropriation the amount of \$7,803 71 has been expended, as follows :

Amount expended for repairs, as per contract.....	\$6,736 12
John Armstrong, for repairs, (see voucher).....	1,067 59
	<hr/>
	\$7,803 71
Amount unexpended	1,096 29

JOHN M. PALMER.

• Mr. Gibson asked leave of absence for Mr. Shephard until to-morrow ; which was granted.

Mr. Snapp moved to lay on the table the report of the committee on expenditures of the general assembly.

And the yeas and nays being demanded,
Pending the vote,

Mr. Snapp moved a call of the Senate.

Messrs. Alexander, Bangs, Beveridge, Bishop, Boyd and Bush had answered to their names, when

Mr. Strevell moved that the further call of the Senate be dispensed with.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas. 36
Nays. 7

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Boyd,
Bush,
Dore,
Early,
Edsall,
Epler,
Fuller,
Gibson,
Harlan,
Holcomb,

Messrs. Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Donahue,

Messrs. Hampton,
Jackson,

Messrs. McNulta,
Snapp.

So the further call of the Senate was dispensed with.

The question being upon laying the report of the committee on the table,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 10
Nays 33

Those voting in the affirmative are,

Messrs. Beveridge,
Donahue,
Dore,
Early,

Messrs. Hampton,
Jackson,
Marsh,

Messrs. McNulta,
Snapp,
Van Dorston.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Bishop,
Boyd,
Bush,
Edsall,
Epler,
Fuller,
Gibson,
Harlan,
Holcomb,

Messrs. Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate refused to lay the report of the committee on the table.

Mr. Strevell moved the previous question.
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 38
Nays 5

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Boyd,
Bush,
Donahue,
Dore,
Edsall,
Epler,
Fuller,
Gibson,
Hampton,
Harlan,
Holcomb,

Messrs. Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,

Messrs. Early,
Snapp,

Mr. Van Dorston.

So the previous question was ordered.

The question being upon concurring in the report of the committee,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 31
Nays 12

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Boyd,
Bush,
Donahue,
Edsall,
Epler,
Fuller,
Gibson,
Harlan,
Holcomb,

Messrs. Hunter,
Kerr,
Landrigan,
Langley,
Little,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Dore,
Early,

Messrs. Hampton,
Jackson,
Jewett,
Marsh,

Messrs. McNulta,
Snapp,
Van Dorston,
Woodard.

So the report of the committee was concurred in.

The bill, as amended, was then ordered to a second reading.

Mr. Little, at 12:07 o'clock P. M., moved that the Senate adjourn.
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 20
Nays 23

Those voting in the affirmative are,

Messrs. Bangs,
Bishop,
Boyd,
Bush,
Donahue,
Dore,
Edsall,

Messrs. Epler,
Gibson,
Harlan,
Hunter,
Kerr,
Little,
Senter,

Messrs. Solomon,
Starne,
Underwood,
Van Dorston,
Washburn,
Wilkinson.

Those voting in the negative are,

Messrs. Alexander,
Beveridge,
Early,
Fuller,
Hampton,
Holcomb,
Jackson,
Jewett,

Messrs. Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Snapp,
Strevell,
Tincher,
Vaughn,
Whiting,
Williams,
Woodard.

So the Senate refused to adjourn.

Mr. Nicholson moved that the Senate adjourn until 2:30 o'clock P. M.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....72
Nays.....16

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Dore,
Early,
Edsall,
Epler,
Fuller,
Gibson,
Hampton,

Messrs. Jackson,
Kerr,
Landrigan,
Marsh,
Nicholson,
Reddick,
Richardson,
Snapp,
Solomon,

Messrs. Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Washburn,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bishop,
Boyd,
Bush,
Donahue,
Harlan,

Messrs. Holcomb,
Hunter,
Jewett,
Langley,
Little,

Messrs. McNulta,
Pierce,
Senter,
Van Dorston,
Wilkinson.

So the Senate, at 12:16 o'clock P. M., adjourned until 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

The Senate met, pursuant to adjournment.

Mr. McNulta offered the following resolution; which was referred to the committee on federal relations:

Resolved by the Senate, the House of Representatives concurring herein, That our Senators in Congress be instructed, and our Representatives requested, to favor the passage of a law giving to each soldier who, during the rebellion, enlisted for three years, and was honorably discharged, at least 160 acres of the unoccupied government lands, without being compelled to settle on the same.

Mr. Jackson offered the following resolution; which was referred to the committee on judiciary:

WHEREAS, the law which denies, to persons charged by indictment with crime, a change of venue, unless he can show that the people or the judge are prejudiced against him, is a law full of injustice, makes the judge, in some cases, a tyrant and a machine of oppression; therefore, be it

Resolved, That the judiciary committee be instructed to take this matter into consideration.

On motion of Mr. Alexander,

The rules were suspended, and the following resolution was adopted:

Resolved, That the Enrolling and Engrossing Clerk of the Senate be instructed to make out and furnish to the committee on enrolled and engrossed bills the necessary report to the Senate of all engrossed bills, and to the joint committee on enrolled bills the necessary duplicate reports (one for the Senate and one for the House) of all enrolled bills.

Mr. Hampton offered the following resolution :

Resolved by the Senate, the House of Representatives concurring herein, That Messrs. Hardacre and Hickox be and they are hereby appointed official reporters for the Twenty-seventh General Assembly. That the reports made by them shall be as full as those found in the Illinois State Journal of January 28th and 30th, A. D. 1871, and that said Hardacre and Hickox shall receive, as full compensation for making said reports for both houses of the General Assembly, the sum of thirty dollars per day, for each and every day's report made, and no more: *And, provided, further*, that the printing of said reports can be procured either in the newspapers of the city of Springfield, or one of them, or in Globe form, without cost or expense to the State, and ready for delivery and circulation by 9 o'clock of the morning next after the day for which said proceedings are published: *Provided, also*, that the General Assembly may terminate this contract by giving to said Hardacre and Hickox two days' notice.

Mr. Hampton moved that the rules be suspended, and the resolution considered now.

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas.....29
Nays15

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Dore,
Early,
Edsall,
Epler,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,

Messrs. Marsh,
McNulta,
Nicholson,
Richardson,
Shephard,
Snapp,
Starne,
Strevel,
Vaughn.

Those voting in the negative are,

Messrs. Boyd,
Casey,
Gibson,
Little,
Pierce,

Messrs. Reddick,
Solomon,
Tincher,
Underwood,
Van Dorston,

Messrs. Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate refused to suspend the rules.

Mr. Landrigan offered the following resolution ; which laid over, under the rule :

Resolved, That the committee on fees and salaries be instructed to report by bill for the purpose of having the respective county courts make quarterly reports of receipts and disbursements of county funds ; also, a full statement of all contracts made by said courts.

Mr. Whiting offered the following resolution ; which laid over, under the rule :

Resolved, That the committee on manufactures and mining be authorized to incur such expense as may be necessary in procuring proper information concerning coal mines.

Mr. Edsall introduced the following resolution ; which was referred to the committee on reformatory institutions:

Resolved, That the committee on reformatory institutions be instructed to inquire into the propriety of amending the act for the reformation of juvenile offenders and vagrants, in the manner following, and that they report by bill or otherwise :

§ 1. Insert "sixteen years" in place of "eighteen years."

§ 8. Add, "upon the call of the executive committee."

§ 16. Strike out all after the words "provide that no person be sent for a term," and insert, "less than two years nor longer than five years."

§ 17. Strike out "may detain him until his reformation is deemed complete, or he shall have arrived at the age of eighteen years," and insert "shall detain him during the term of his sentence, less such time as he may earn under a good time law by his good behavior."

§ 18. Strike out "sixteen years" and insert "fourteen years." Strike out "eighteen years," and insert "sixteen." After the word "children" insert "sixteen years of age." Strike out "less than six months," and insert "less than two years."

§ 23. Strike out "shall be paid from the said reform school fund," and insert "shall be paid by the State treasurer from the general fund, and said superintendent shall also furnish suitable clothing, to be paid for in like manner."

§ 24. Strike out "eighteen" and insert "sixteen."

§ 25. Strike out "eighteen" and insert "sixteen."

Whenever, in the opinion of the Board of Trustees of the State Reform School, an inmate is deemed incorrigible, said trustees may transfer said inmate, with his warrant of commitment, to the Penitentiary, for the remaining portion of his sentence ; and said warrant, with the endorsement of said transfer of said trustees, shall be full and sufficient authority to the warden of the Penitentiary for holding said person so transferred.

Every inmate of the the Reformatory shall earn to himself or herself good time as follows:

Each month in the first year, five days.

" " " second year, six days.

" " " third year, seven days.

" " " fourth year, eight days.

" " " fifth year, nine days.

When said inmate shall be degraded for misconduct or violation of the rules of the institution, then, for every time so degraded, said inmate shall loose five days of the good time that may stand to his or her credit, and the superintendent is hereby empowered to deduct from the term of sentence of each inmate whatever time may be to the credit of said inmate, when said sentence shall expire.

Mr. Underwood offered the following resolution ; which laid over, under the rule :

Resolved, That the committee on the judiciary be instructed to report at its earliest convenience, a bill repealing the act of 1869, and restoring the provision of the act of 1852, for condemning the right of way for railroads ; so that in assessing damages, the benefits which a land owner receives in common with other land owners whose lands are not taken, shall not be deducted from the damages which such land owner sustains by the taking of his land, as aforesaid.

Mr. Richardson introduced

Senate bill, No. 80, for "An act to confer jurisdiction upon justices of the peace and police magistrates, in actions of tres pass to the person."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr Hunter introduced

Senate bill, No. 81, for "An act to establish and define the jurisdiction of district courts."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Boyd introduced

Senate bill, No. 82, for "An act to protect the fish in this State."

Which was read at large a first time, and

Referred to the committee on agriculture and drainage.

Mr. Alexander introduced

Senate bill, No. 83, for "An act to provide for the permanent survey of townships."

Which was read at large a first time, and

Referred to the committee on agriculture and drainage.

Mr. Harlan introduced

Senate bill, No. 84, for "An act to amend section three, chapter eighty-three, entitled 'Practice.'"

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Kerr introduced

Senate bill, No. 85, for "An act authorizing the purchase of ——— copies of new constitution of Illinois, with index."

Which was read at large a first time.

And the question being, "Shall the bill be ordered to a second reading?"

And a division being called for,

It was decided in the negative.

Mr. Edsall introduced

Senate bill, No. 86, for "An act to fix the terms of holding the courts in the Twenty-second Judicial Circuit."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Bishop introduced

Senate bill, No. 87, for "An act providing for the holding of the terms of the Supreme Court at the Capital of the State, and creating one Judicial Division of the State."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Epler introduced

Senate bill, No. 88, for "An act appropriating money to pay deficiency of appropriation for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and defray the current expenses of said Hospital, to make repairs and improvements, to procure new boiler, construct boiler and work house, and furnish with necessary fittings, and for insurance and library."

Which was read at large a first time, and

Referred to the committee on state charitable institutions.

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State."

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows : { Yeas 34
Nays 11

Those voting in the affirmative are,

Messrs. Beveridge,
Bishop,
Boyd,
Bush,
Casey,
Donahue,
Dore,
Early,
Edsall,
Fuller,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Jackson,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Snapp,
Solomon,
Strevel,
Tinchier,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Epler,
Gibson,

Messrs. Jewett,
Kerr,
Richardson,
Shephard,

Messrs. Starne,
Underwood,
Vaughn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Fuller moved to reconsider the vote by which Senate bill No. 6, was passed, and to lay that motion on the table ; which was agreed to.

At 4:23 o'clock, P. M.,

On motion of Mr. Fuller,
The Senate adjourned.

TUESDAY, JANUARY 31, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The journal of yesterday was being read, when,

On motion of Mr. Pierce,

The further reading of the same was dispensed with.

Mr. Bangs presented a petition, concerning running at large of stock ; which was

Referred to the committee on agriculture and drainage.

Mr. Edsall presented a petition, concerning mines and mining ; which was

Referred to the committee on manufactures and mining.

Mr. Hunter presented a petition, concerning insurance ; which was
Referred to the committee on insurance.

Mr. Flagg presented a petition, concerning the school system of the State ; which was

Referred to the committee on education,

Mr. Epler offered the following resolution :

WHEREAS, bills for the appropriation of subsidies for steamship companies, to the amount of almost one hundred millions of dollars, are now pending in the Federal Congress; therefore,

Resolved by the Senate, the House of Representatives concurring herein, That our Senators in Congress be instructed, and our Representatives requested, to vote against, and to use all their influence against, the passage of any law granting subsidies to any ocean steamship company.

Mr. Epler moved a suspension of the rules, for the purpose of considering the resolution now.

On motion of Mr. Harlan,

The previous question was ordered.

The question being on suspending the rules,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 23
Nays..... 22

Those voting in the affirmative are,

Messrs. Bishop,
Bush,
Casey,
Donahue,
Epler,
Flagg,
Harlan,
Holcomb,

Messrs. Jackson,
Landrigan,
Lanning,
Reddick,
Richardson,
Shephard,
Snapp,
Solomon,

Messrs. Starne,
Tincher,
Van Dorston,
Voriss,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Dore,
Early,
Edsall,
Gibson,

Messrs. Hampton,
Hunter,
Jewett,
Kerr,
Langley,
Little,
Marsh,

Messrs. Nicholson,
Pierce,
Strevell,
Underwood,
Vaughn,
Whiting,
Woodard.

So the Senate refused to suspend the rules.

A message from the House of Representatives, by Mr. Reese.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit :

Resolved by the House of Representatives, the Senate concurring herein, That it is the sense of this General Assembly that the several committees of the houses shall be paid all necessary expenses incurred in visiting the different public institutions of this State, in obedience to the orders of their different houses; which amounts, before being paid, must be certified to by the chairman of the respective committees.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Jackson offered the following resolution; which laid over, under the rule :

WHEREAS the law allowing all persons to give evidence, without regard to interest in result, is full of perjury, and should be wiped out; therefore, be it

Resolved, That the judiciary committee be instructed to consider the propriety of repealing the same.

Mr. Starne introduced

Senate bill, No. 89, for "An act to authorize monumental associations to build foot bridges."

Which was read at large a first time, and
Referred to the committee on corporations.

Mr. Flagg introduced
Senate bill, No. 90, for "An act to amend division 7, of chapter 30,
of the Revised Statutes of 1845."

Which was read at large a first time, and
Referred to the committee on agriculture and drainage.

Mr. Woodard introduced
Senate bill, No. 91, for "An act to provide a mode for the selection
of jurors in trials before justices of the peace and police magistrates,
in cities containing five thousand or more inhabitants."

Which was read at large a first time.

Mr. Strevell offered an amendment to Senate bill No. 91.

Mr. Hampton offered an amendment to Senate bill No. 91.

The bill (Senate bill No. 91), with the amendments, was
Referred to the committee on judiciary.

Mr. Beveridge introduced

Senate bill, No. 92, for "An act to make the day of holding the an-
nual township meetings uniform throughout the State."

Which was read at large a first time, and
Referred to the committee on counties and township organization.

Mr. Bishop introduced

Senate bill, No. 93, for "An act to amend the practice law."

Which was read at large a first time, and
Referred to the committee on judiciary.

Mr. Jewett introduced

Senate bill, No. 94, for "An act to simplify the forms of pleading."

On motion of Mr. Jewett,

The rules were suspended, and the bill was

Referred to the committee on judiciary, without reading.

Mr. Jewett introduced

Senate bill, No. 95, for "An act to provide for the selection, sum-
moning and impanneling of jurors for the courts of record in this
State."

On motion of Mr. Jewett,

The rules were suspended, and the bill was

Referred to the committee on judiciary, without reading.

Mr. Van Dorston introduced

Senate bill, No. 96, for "An act to locate and construct the Illinois
Southern Penitentiary."

Which was read at large a first time, and
Referred to the committee on penal institutions.

On motion of Mr. Woodard,

The vote whereby Senate bill, No. 85, for "An act authorizing the
purchase of ——— copies of new constitution of Illinois, with index,"
was refused to be ordered to a *second* reading, was reconsidered.

On motion of Mr. Kerr,

The bill was referred to the committee on judiciary.

On motion of Mr. Shephard,

The rules were suspended, for the purpose of considering the reso-
lution concerning official reporting, offered yesterday.

**Mr. Shephard offered the following amendment to the resolution :
Amend by striking out "thirty" and insert "forty."**

Mr. Holcomb moved to refer the resolution and amendment to the committee on expenditures of the general assembly, with instructions to report by bill or otherwise.

On motion of Mr. Pierce,
The previous question was ordered.
The question being upon the motion to refer,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 7
Nays..... 38

Those voting in the affirmative are,

**Messrs. Bishop,
Dore,
Holcomb.**

**Messrs. Little,
Washburn.**

**Messrs. Williams,
Woodard.**

Those voting in the negative are,

**Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Casey,
Donahue,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,
Hampton.**

**Messrs. Harlan,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson.**

**Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Whiting,
Wilkinson.**

So the Senate refused to refer the resolution and amendment to the committee on expenditures of the general assembly.

The question being on the adoption of the amendment offered by Mr. Shephard,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas18
Nays27

Those voting in the affirmative are,

**Messrs. Beveridge,
Bush,
Donahue,
Dore,
Edsall,
Fuller,**

**Messrs. Harlan,
Jewett,
Kerr,
Langley,
Lanning,
Marsh,**

**Messrs. Nicholson,
Shephard,
Starne,
Strevell,
Voriss.
Whiting.**

Those voting in the negative are,

**Messrs. Alexander,
Bangs,
Bishop,
Boyd,
Casey,
Epler,
Flagg,
Gibson,
Hampton,**

**Messrs. Holcomb,
Hunter,
Jackson,
Landrigan,
Little,
Pieroe,
Reddick,
Richardson,
Snapp,**

**Messrs. Solomon,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Washburn.
Wilkinson,
Williams.
Woodard.**

So the Senate refused to adopt the amendment offered by Mr. Shepard.

It was decided in the affirmative, as follows: { Yeas.....26
Nays.....19

**Messrs. Lanning,
Marsh,
Nicholson,
Richardson,
Shephard,
Starne,
Strevell,
Voris.**

**Messrs. Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.**

It was decided in the negative, as follows:

{	Years.....	22
	Nays.....	28

**Messrs. Shephard,
Snapp.
Starne,
Vaughn,
Voris,
Whiting,
Wilkinson.**

**Messrs. Solomon,
Strevell,
Tincher,
Underwood,
Washburn,
Williams,
Woodard.**

"On cherry, apple, or pear, provided such fruit trees shall be planted at least twenty feet apart each way."

And a division being called for, it was decided in the affirmative.

Mr. Crawford offered the following amendment; which was adopted:

Amend by adding this additional section:

“The Board of Supervisors or County Commissioners of such counties as desire to have this act adopted, shall first pass a resolution approving this act, before the same shall go into operation, and then only such as so approve.”

Mr. Washburn offered a substitute for Senate bill No. 33.

Mr. Flagg moved that the substitute be laid on the table.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....10
Nays.....34

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Edsall,	Messrs. Little,
Beveridge,	Gibson,	Tincher,
Boyd,	Holcomb,	Van Dorston.
Dore,		

Those voting in the negative are,

Messrs. Bangs,	Messrs. Kerr,	Messrs. Solomon,
Bishop,	Landrigan,	Starne,
Bush,	Langley,	Strevel,
Crawford,	Lanning,	Underwood,
Casey,	Marsh,	Vaughn,
Epler,	Nicholson,	Voris,
Flagg,	Pierce,	Washburn,
Hampton,	Reddick,	Whiting,
Harlan,	Richardson,	Wilkinson,
Hunter,	Shephard,	Williams,
Jackson,	Snapp,	Woodard.
Jewett,		

So the Senate refused to lay the substitute on the table.

The President decided that the substitute, offered by Mr. Washburn, was out of order.

The following is the substitute offered by Mr. Washburn:

SECTION 1. That every owner of land in this State be permitted, and every owner of land which is scarce of timber or likely to become so, is hereby recommended to plant and cultivate well, any and every kind of tree, suited to his soil and climate, having due reference to the quality of said trees, either for timber, fruit-bearing purposes, or for climatic influences; and that we believe, while the farming and land-holding community are nearly unanimously opposed to paying taxes to secure bounties either for fishermen or manufactories of any kind, they do not desire that bounties shall be paid to tree-growers, or to any other man or class of men. And that we believe the whole system of bounties given to encourage any particular trade or employment, or class of industry, is class legislation, which ought never to be encouraged in a republican government.

The question being on ordering the bill to be engrossed and printed for a third reading,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 38
Nays..... 7

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Crawford,
Dore,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Shepherd,

Messrs. Snapp,¹²
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voria,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Casey,
Harlan,

Messrs. Lanning,
Richardson,

Messrs. Solomon,
Washburn.

So the Senate ordered the bill to be engrossed and printed for a third reading.

The President announced the following as the standing committee on domestic relations :

Messrs. Beveridge, Hampton, Flagg, Little, Reddick, Holcomb, Jackson.

Mr. Epler introduced

Senate bill, No. 97, for "An act in relation to the establishment of gas companies."

Which was read at large a first time.

Mr. Tincher offered an amendment to Senate bill No. 97, which was accepted by Mr. Epler, inserting "5,000" in place of "10,000."

The bill, as amended, was

Referred to the committee on judiciary.

At 12:31 o'clock P. M.,

On motion of Mr. Little,

The Senate adjourned.

WEDNESDAY, FEBRUARY 1, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Keller.

The journal of yesterday was being read, when,

On motion of Mr. Harlan,

The further reading of the same was dispensed with.

The President presented the following report of the Commission on Revision of the Statutes :

HON. JOHN DOUGHERTY, *President of the Senate* :

The undersigned, Commissioners appointed to revise the public Statutes of the State of Illinois, would further report our revision of

the following chapters, for the consideration of the Legislature, to-wit :

Jurors ;
Conveyances ;
Mills and millers ;
Paupers ; and
Penitentiary.

With the following entitled bills :

Senate bill, No. 98, for "An act concerning jurors."

Which was referred to the committee on judiciary.

Senate bill, No. 99, for "An act concerning conveyances."

Which was referred to the committee on judiciary.

Senate bill, No. 100, for "An act in regard to mills and millers."

Which was referred to the committee on manufactures and mining.

Senate bill, No. 101, for "An act in regard to paupers."

Which was referred to the committee on counties and township organization.

Senate bill, No. 102, for "An act in regard to the penitentiary at Joliet."

Which was referred to the committee on penal institutions.

All of which is respectfully submitted.

H. B. HURD,
M. SCHAEFFER,
Commissioners.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 31, for "An act in regard to mortgages of real and personal property," reported the same back by a substitute, and recommended the passage of the substitute.

The substitute was read at large a first time.

The report of the committee was concurred in, 250 copies of the bill ordered printed, and the bill

Ordered to a second reading.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, viz :

Senate bill, No. 5, for "An act authorizing the State Treasurer and Auditor to purchase coin."

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 34, for "An act in relation to married women," reported the same back, with amendments, and asked that the bill and amendments be referred to the committee on domestic relations.

The report of the committee was concurred in, and the bill

Referred to the committee on domestic relations.

Mr. Flagg, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, and, on the 31st day of January, laid before the Governor for his approval, to-wit :

Senate bill, No. 5, for "An act to authorize the State Treasurer and Auditor to purchase coin for the purpose of paying the State indebtedness."

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit :

Senate bill, No. 33, for "An act to encourage the planting of useful trees in this State."

The rules being suspended,

Mr. Wilkinson, from the committee on counties and township organization, to which was referred Senate bill, No. 64, for "An act relating to county debts and to provide for the funding and payment thereof by such counties;" also, Senate bill, No. 31, for "An act to enable incorporated townships indebted, and whose bonds are outstanding, to settle with their creditors, and to issue bonds for such indebtedness," reported both bills back, with recommendation that they be laid on the table, and reported a substitute therefor.

Two hundred copies of the same were ordered printed.

The report of the committee was concurred in, and the substitute Ordered to a second reading.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the following resolution, to-wit :

WHEREAS the enormous donation of the public lands in our States and Territories, by the Federal Government, for the purpose of constructing railroads, and the assumption of power in respect thereto, has justly alarmed the American public; therefore be it

Resolved by the Senate, the House concurring herein, That our Senators in Congress be instructed, and our Representatives requested, to use all their influence and vote against any further donation of public lands.

Mr. Alexander offered the following resolution; which laid over, under the rule :

Resolved, That the Secretary of the Senate be instructed to make out, from time to time, a synopsis of all the bills introduced into the Senate, and have 100 copies of each synopsis printed, for the use of the members.

Mr. Flagg offered the following resolution; which laid over, under the rule :

Resolved, That the chairman of the committee on education be authorized to employ a clerk.

The rules being suspended,

Mr. Underwood presented a petition from certain citizens of St. Clair county, concerning certain public lands; which was Referred to the committee on judiciary.

Mr. Underwood presented a petition from certain citizens of St. Clair county, relating to a law authorizing a sale of title in fee to certain commons; which was

Referred to the committee on judiciary.

Mr. Flagg presented a petition relating to common schools; which was

Referred to the committee on education.

Mr. Bishop offered the following resolution ; which laid over, under the rule :

Resolved, That the committee on printing be instructed to confer with the House committee on printing, and report a joint standing rule fixing the number of copies required of any bills that may be ordered to be printed.

Mr. Langley introduced

Senate bill, No. 103, for "An act to amend an entitled 'an act to provide for the organization and maintenance of the Illinois Industrial University.' "

Which was read at large a first time, and
Referred to the committee on education.

Mr. Hampton introduced

Senate bill, No. 104, for "An act to restrain groceries and to regulate the sale of intoxicating drinks."

Which was read at large a first time.

Mr. Little offered an amendment to Senate bill No. 104.

Mr. Langley offered an amendment to Senate bill No. 104.

On motion of Mr. Hampton,
The bill and amendments were
Referred to the committee on judiciary.

Mr. Dore introduced

Senate bill, No. 105, for "An act to enable insurance companies to retire from business and withdraw securities deposited with State officers."

Which was read at large a first time, and
Referred to the committee on insurance.

Mr. Dore introduced

Senate bill, No. 106, for "An act to prevent the non-payment of tolls and fares unpaid by any railroad corporation chartered by this State."

Which was read at large a first time, and
Referred to the committee on railroads and warehouses.

Mr. Dore introduced

Senate bill, No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois river."

Which was read at large a first time, and
Referred to the committee on canals and rivers.

Mr. Crawford introduced

Senate bill, No. 108, for "An act for the relief of Augustus Bauer, Asher Carter and Wm. C. Deakman."

Which was read at large a first time, and
Referred to the committee on finance.

Mr. Woodard introduced

Senate bill, No. 109, for "An act to authorize life insurance companies to make special deposits of securities with the Treasurer of this State, and to authorize the Auditor of Public Accounts to issue registered policies and annuity bonds."

Which was read at large a first time, and
Referred to the committee on insurance.

Mr. Pierce introduced

Senate bill, No. 110, for "An act to provide clothing for the inmates of the Illinois Hospital for the Insane, and the manner of payment for the same."

Which was read at large a first time, and

Referred to the committee on state charitable institutions.

Mr. Woodard introduced

Senate bill, No. 111, for "An act to authorize the election of women to school offices."

Which was read at large a first time, and

Referred to the committee on domestic relations.

Senate bill, No. 79, for "An act concerning dogs,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

The rules were suspended, and

Mr. Whiting's resolution, of January 30th, authorizing the committee on manufactures and mining to incur such expense as may be necessary to procure information concerning coal mines, was taken up.

On motion of Mr. Pierce,

The main question was ordered.

The question being upon the adoption of the resolution,

And the yeas and nays being demanded,

It was decided in the negative, as follows :

Yea 18
Nay 25

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Boyd,
Dore,
Early,
Edsall,

Messrs. Flagg,
Harlan,
Jewett,
Langley,
McNulta,
Reddick,

Messrs. Senter,
Shepherd,
Underwood,
Vaughn,
Whiting,
Woodard.

Those voting in the negative are,

Beveridge,
Bishop,
Bush,
Casey,
Donahue,
Fuller,
Gibson,
Hampton,
Holcomb,

Messrs. Hunter,
Jackson,
Kerr,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Richardson,
Snapp,
Solomon,
Strevel,
Tincher,
Washburn,
Wilkinson,
Williams.

So the Senate refused to adopt the resolution.

At 12:35 o'clock P. M.,

On motion of Mr. Snapp,

The Senate adjourned.

THURSDAY, FEBRUARY 2, 1871.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Lombard.

The journal of yesterday was being read, when,

On motion of Mr. Nicholson,

The further reading of the same was dispensed with.

Mr. Snapp presented a petition from the pages of the Senate, relative to their pay; which was

Referred to the committee on expenditures of the general assembly.

Mr. Hunter presented a petition from members of the Carroll county bar, relating to district courts; which was

Referred to the committee on judiciary.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 17, for "An act to regulate the manner of applying for reprieves, commutations and pardons," reported the same back by substitute, and recommended the passage of the substitute.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 10, for "An act to equalize the rights and responsibilities of husband and wife," reported the same back, and asked that the bill be referred to the committee on domestic relations.

The report of the committee was concurred in, and the bill so referred.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 75, for "An act regulating the rights and liabilities of married women doing business in their own name," reported the same back, and asked that the bill be referred to the committee on domestic relations.

The report of the committee was concurred in, and the bill so referred.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 77, for "An act to regulate the rate of interest," reported to same back, and recommended that the bill be laid on the table until the 4th day of July, 1872.

Mr. Nicholson moved the previous question; which motion was carried.

The question being upon concurring in the report of the committee, And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....40
Nays..... 8

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Bishop,
Boyd,
Crawford,
Casey,

Messrs. Donahue,
Early,
Edsall,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Jackson,
Jewett,
Kerr,
Landrigan,

Messrs. Langley,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Shepherd,

Messrs. Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,

Messrs. Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Bush,
Dore,

Messrs. Epler,
Flagg,
Lanning,

Messrs. Little,
Marsh.

So the Senate concurred in the report of the committee.

Mr. Crawford, from the committee on finance, to which was referred a resolution, reported the same back, with

Senate bill, No. 112, for "An act to legalize the payment by the Governor, of certain funds belonging to the State, to the Penitentiary Commissioners."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 59, for "An act to relieve the people of this State from the payment of unnecessary taxes," reported the same back by substitute, and recommended the passage of the substitute.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Alexander, from the committee on banks and banking, to which was referred Senate bill, No. 72, for "An act requiring all savings banks and banking corporations to make quarterly statements," reported the same back, with amendments, and recommended the passage of the bill, as amended.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Flagg, from the committee on education, to which was referred the report of the Governor, relative to the Southern Illinois Normal University, reported the same back, and recommended that the report be referred to the committee on public buildings.

The report of the committee was concurred in, and the report was so referred.

Mr. Dore, from the committee on canals and rivers, to which was referred Senate bill, No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal and River Improvement, and to make an appropriation for the improvement of the navigation of the Illinois river," reported the same back, with amendments, and recommended that the bill, as amended, be read a second time.

The report of the committee was concurred in, and the bill

Ordered to a second reading, and 300 copies ordered printed.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 90, for "An act to amend Division VII, of Chapter XXX, of the Revised Statutes of 1845," reported the same back, and recommended that the bill be referred to the committee on judiciary.

The report of the committee was concurred in, and the bill so referred.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 82, for "An act to protect the fish in this State," reported the same back, with amendments, and recommended the adoption of the amendment.

Mr. Little moved to amend the amendment, by striking out all excepted months in section one of the bill.

Mr. Starne moved to lay the bill and amendments on the table.

The question being upon laying the bill and amendments on the table,

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas.....14
Nays34

Those voting in the affirmative are,

Messrs. Bishop,
Bush,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Little,
Senter,
Shephard,
Starne,

Messrs. Tincher,
Voris,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Banga,
Beveridge,
Boyd,
Crawford,
Casey,
Donahue,
Dore,
Early,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Snapp,
Solomon,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Woodard.

So the Senate refused to lay the bill and amendments on the table.

Mr. Strevell offered an amendment to the amendment.

On motion of Mr. Fuller,

The bill and amendments were re-committed to the committee on agriculture and drainage.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 41, for "An act to repeal 'an act to amend 'an act to levy and make certain improvements on the Wabash River and its tributaries,' approved February 16, 1865, and the same,' approved March 7, 1867," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Bangs offered the following resolution ; which laid over, under the rule :

WHEREAS the general government, heretofore, by an untimely and unreasonable contraction of the currency of the country, from about one thousand millions to about six hundred millions of dollars, has rendered money scarce and high, and loanable only at unreasonable rates of interest, often usurious ; and whereas, it is the judgment of this body that the rate of interest on money loaned should, in all cases, be low ; therefore,

Resolved by the Senate, the House of Representatives concurring herein, That our Senators in Congress be instructed, and our Representatives be requested, to take immediate action—looking to an increase of our circulating medium, such as will make money so cheap that it will seek investment at six per cent. per annum—and thereby remove any necessity for either demanding or accepting usury.

Mr. Bishop offered the following resolution :

WHEREAS, section 19, article 4, of the constitution of Illinois, provides that “the General Assembly shall not authorize the payment of any claim or part thereof heretofore created against the State, under any agreement or contract made without express authority of law ;” therefore,

Resolved by the Senate, the House of Representatives concurring herein :

1st. That the words “express authority of law,” above cited, mean either the constitution, or some statute passed in pursuance thereof, and that this Assembly, or either branch thereof, cannot, by joint or separate resolution, pay any claim, incur any liability, or authorize any contract which will be binding on the State.

2d. That, therefore, all appointing and pay of employees and officers, renting of committee rooms, stationery and printing (except that required by the constitution), committee clerks, traveling expenses, etc., not previously provided for by some express statute, are unauthorized and void and not binding upon the State—the constitution expressly forbidding the payment for any such services, however just and necessary, unless they have been contracted for under express authority of law.

The rules were suspended, and the resolution was referred to the committee on judiciary.

Mr. Jackson introduced

Senate bill, No. 113, for “An act to provide for drainage, in Illinois.”

Which was read at large a first time, and

Referred to the committee on agriculture and drainage.

Mr. Shephard introduced

Senate bill, No. 114, for “An act to make the annual report of the Auditor of Public Accounts, of the State of Illinois, evidence in the courts of this State.”

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Pierce introduced

Senate bill, No. 115, for “An act to provide for the payment of the expenses of the State Government heretofore unprovided for.”

Which was read at large a first time, and

Referred to the committee on expenditures of the general assembly.

Mr. Tincher introduced

Senate bill, No. 116, for “An act to regulate the instructions to juries.”

Which was,

On motion of Mr. Tincher,

Referred to the committee on judiciary, without reading.

Mr. Marsh introduced

Senate bill, No. 117, for “An act to protect baggage in the hands of common carriers.”

Which was read at large a first time, and

Referred to the committee on railroads and warehouses.

At 12:31 o'clock, P. M.,

On motion of Mr. Washburn,

The Senate adjourned.

FRIDAY, FEBRUARY 3, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Harvey.

The journal of yesterday was being read, when,

On motion of Mr. Pierce,

The further reading of the same was dispensed with.

Mr. Bangs presented a petition from citizens of Wenona, relative to controlling the liquor traffic; which was

Referred to the committee on municipalities.

A message from the House of Representatives, by Mr. Magie.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS, the interests of the people of the whole country demand a reduction of taxation, both by internal revenue and tariffs,

Resolved by the House, the Senate concurring, That our Senators and Representatives in Congress be instructed to fully recognize in all legislation upon the subject of revenue and taxation, the following, to-wit: "That as taxation is a pecuniary burden, imposed by public authority on the property of the people for the maintenance of the Government, the payment of its debts, and the promotion of the general welfare, Congress ought not to tax the substance or the earnings of the citizen for any other purpose than those above indicated; and it is wrongful and oppressive to enact revenue laws for the special advantage of one branch of business at the expense of another; and that the best system of protection to industry is that which imposes the lightest burdens and the fewest restrictions in the property and business of the people, and promotes the prosperity of all."

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Fuller, from the committee on railroads and warehouses, reported

Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Fuller,

Five hundred copies were ordered printed.

On motion of Mr. Strevell,

The consideration of Senate bill No. 118, was made the special order for Wednesday, the 6th day of February, 1871, at 11 o'clock A. M.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit:

Senate bill, No. 79, for "An act concerning dogs."

Mr. Beveridge offered the following resolution:

Resolved, That the Secretary of the Senate prepare a synopsis of Senate bills, and of House bills reported to the Senate, and have 200 copies printed for the use of the Senate, and that such synopsis shall show the stage of them—if before a committee, state the name of such committee.

The rules were suspended.

On motion of Mr. Boyd,

The further consideration of the resolution was postponed until the 4th of July, 1871.

The rules being suspended,

Mr. Flagg presented a petition relative to certain school districts; which was

Referred to the committee on education.

Mr. McNulta presented a petition relative to storing grain in railroad warehouses; which was

Referred to the committee on railroads and warehouses.

Mr. Harlan introduced

Senate bill, No. 119, for "An act to amend section 21, chapter 59, entitled 'Justices and Constables.' "

Which was,

On motion of Mr. Harlan,

Referred to the committee on judiciary, without reading.

Mr. Early introduced

Senate bill, No. 120, for "An act to incorporate and to govern fire, marine, inland navigation and life insurance companies, doing business in the State of Illinois."

Which was read at large a first time.

Mr. Hampton offered an amendment to Senate bill No. 120.

On motion of Mr. Early,

The bill and amendment were

Referred to the committee on insurance.

The rules being suspended,

Mr. Snapp offered the following resolution; which was adopted:

Resolved, That the members of the committee on penal institutions be granted leave of absence, for the purpose of visiting the Joliet Penitentiary, whenever such committee shall be notified of such visit by the chairman, and that such leave of absence date from the time of leaving.

Senate bill, No. 33, for "An act to encourage the planting of useful trees in this State,"

Was taken up, and,

On motion of Mr. Flagg,

Recommitted to the committee on judiciary.

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave,"

Was taken up and read at large a second time.

Mr. Bishop offered the following amendment; which was adopted:

Amend section 2: "No prosecution under this act shall be instituted except by the owner, occupant or tenant of the inclosure trespassed upon, or his authorized agent."

Mr. Donahue offered the following amendment; which was adopted:

Amend section 2, by striking out "penalty" and inserting as follows: "And on conviction thereof shall be fined in any sum not less than five nor more than twenty dollars for each offense."

Mr. Whiting offered the following amendment; which was adopted:

Amend section 1, by adding "trap or otherwise."

Mr. Washburn moved to recommit the bill to the committee on agriculture and drainage.

The question being upon recommitting the bill to the committee on agriculture and drainage,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 17
Nays..... 26

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Hampton,	Messrs. Richardson,
Boyd,	Holcomb,	Senter,
Casey,	Landrigan,	Van Dorston,
Donahue,	Lanning,	Washburn,
Edsall,	Marsh,	Wilkinson.
Gibson,	McNulta,	

Those voting in the negative are,

Messrs. Bangs,	Messrs. Harlan,	Messrs. Solomon,
Beveridge,	Jackson,	Strevel,
Bishop,	Kerr,	Tincher,
Bush,	Langley,	Underwood,
Crawford,	Nicholson,	Voris,
Early,	Pierce,	Whiting,
Epler,	Reddick,	Williams,
Flagg,	Shephard,	Woodard.
Fuller,	Snapp,	

So the Senate refused to recommit the bill.

Mr. Flagg asked leave of absence for Mr. Hunter; which was granted.

Mr. Bangs asked leave of absence for Mr. Jewett; which was granted.

Mr. Flagg asked leave of absence for Mr. Little; which was granted.

Mr. Bishop asked leave of absence for Mr. Starne; which was granted.

Mr. Crawford asked leave of absence for Mr. Vaughn; which was granted.

Mr. McNulta moved that Senate bill No. 64, be recommitteed to the committee on judiciary.

On motion of Mr. Lanning,

The previous question was ordered.

The question being on recommitting the bill to the committee on judiciary,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas12
Nays31

Those voting in the affirmative are,

Messrs. Bangs,	Messrs. Edsall,	Messrs. McNulta,
Bush,	Landrigan,	Richardson,
Casey,	Lanning,	Van Dorston,
Donahue,	Marsh,	Washburn.

Those voting in the negative are,

Messrs. Alexander,	Messrs. Early,	Messrs. Hampton,
Beveridge,	Epler,	Harlan,
Bishop,	Flagg,	Holcomb,
Boyd,	Fuller,	Jackson,
Crawford,	Gibson,	Kerr,

Messrs. Langley,
Nicholson,
Pierce,
Reddick,
Senter,
Shephard,

Messrs. Snapp,
Solomon,
Strevell,
Tincher,
Underwood,

Messrs. Voris.
Whiting.
Wilkinson,
Williams,
Woodard.

So the Senate refused to re-commit the bill to the committee on judiciary.

The question being upon ordering Senate bill No. 62, engrossed and printed for a third reading,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 35
Nays 6

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Early,
Edsall,
Epler,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
Harlan,
Jackson,
Kerr,
Langley,
Lanning,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Snapp,
Solomon,
Strevell,
Tincher,
Underwood,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Donahue,
Landrigan,

Messrs. Marsh,
McNulta,

Messrs. Van Dorston,
Washburn,

So Senate bill No 62, was ordered to be engrossed and printed for a third reading.

At 12:59 o'clock P. M.,

On motion of Mr. Tincher,

The Senate adjourned.

SATURDAY, FEBRUARY 4, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Prentice.

The journal of yesterday was being read, when,

On motion of Mr. Tincher,

The further reading of the same was dispensed with.

The President laid before the Senate the following report :

HON. JOHN DOUGHERTY, *President of the Senate* :

The undersigned, Commissioners appointed to revise the public Statutes of the State of Illinois, would further report, for the consideration of your honorable body, our revision of the chapter on the Reform School.

Which is respectfully submitted.

H. B. HURD,
M. SCHAEFFER,
Commissioners.

The accompanying document, entitled "Chapter on Reform School," was

Referred to the committee on reformatory institutions.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 116, for "An act to regulate the instructions to juries," reported the same back, with recommendation that the bill be laid on the table until the 4th of July, 1872

The report of the committee was concurred in, and the bill Laid on the table until the 4th of July, 1872.

Mr. Boyd, from the committee on judiciary, introduced Senate bill, No. 121, for "An act in regard to practice in courts of record."

Which was read at large a first time, and Ordered to a second reading.

On motion of Mr. Bangs, Five hundred copies of the bill were ordered printed.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the accompanying documents, to-wit:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILLINOIS, *February 4, 1871.*

HON. JOHN DOUGHERTY, *President of the Senate:*

I have the honor to transmit to you, to be laid before the Senate, the following official documents:

Sixth Annual Report of the Illinois Institution for the Education of Feeble-minded Children, for the year ending December 1, 1870.

The Report of the Trustees, Superintendent and other Officers of Illinois Soldiers' Orphans' Home, for 1869 and 1870.

The Report of the Canal Commissioners, for the year ending December 1, 1870.

JOHN M. PALMER.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit:

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave."

Mr. Flagg, from the committee on domestic relations, to which was referred Senate bill, No. 111, for "An act to authorize the election of women to school offices," reported the same back by a substitute, and recommended the passage of the substitute.

The report of the committee was concurred in, and the bill Ordered to a second reading.

Mr. McNulta offered the following resolution; which laid over, under the rule:

WHEREAS, the growing of grain being the great source of wealth in the north-western States, and the placing of it in the markets of the world is of vital importance; and whereas, the productions of the West are, of right, entitled to a free market wherever the greatest amount can be realized for them; and whereas, the condensation of grain into alcohol or distilled spirits reduces the expense of placing it in foreign markets, in a great degree; and whereas, the absence of a

foreign demand for alcohol and distilled spirits is the result of the want of a drawback on exports—causing exportations to reach foreign markets at a cost greater than can be realized for them; therefore,

Resolved by the Senate, the House of Representatives concurring, That our Senators be instructed, and our Representatives in Congress requested, to use their endeavors to procure such modification of the internal revenue laws as will permit the exportation of alcohol and distilled spirits free of tax.

Mr. Crawford offered the following resolution; which laid over, under the rule:

Resolved, That the committee on education be directed to inquire into the practicability and expediency of providing, in our school law, for a department in all our graded schools to teach cutting, making, mending, darning and plain sewing; and report by amendment to such law, or otherwise.

Mr. Alexander offered the following resolution:

Resolved, That the hour for the meeting of the Senate, hereafter, be fixed at 9 o'clock A. M.

Mr. Alexander moved that the rules be suspended, to consider the resolution.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....24
Nays..... 3

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Boyd,
Bush,
Crawford,
Donahue,
Early,
Edsall,

Messrs. Epler,
Flagg,
Hampton,
Holcomb,
Jackson,
Landrigan,
Reddick,
Richardson,

Messrs. Solomon,
Starne,
Strevel,
Tincher,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Mr. Gibson,

Mr. Little,

Mr. McNulta.

So the rules were suspended.

Mr. McNulta offered the following amendment to the resolution:
Insert "8 o'clock" instead of "9 o'clock."

Mr. Boyd moved the previous question.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 25
Nays 5

Those voting in the affirmative are,

Messrs. Alexander,
Boyd,
Bush,
Crawford,
Donahue,
Early,
Edsall,
Epler,
Gibson,

Messrs. Hampton,
Holcomb,
Jackson,
Landrigan,
Marsh,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Starne,
Strevel,
Tincher,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Flagg,

Messrs. Kerr,
Little,

Mr. McNulta.

So the main question was ordered.

The main question being on the amendment of Mr. McNulta, it was lost.

The question being upon the adoption of the resolution,
And the yeas and nays being demanded,

The resolution was adopted, by the following vote: { Yeas 22
Nays 6

[The copy furnished does not show the names of Senators voting on this question.—*Pub. Printer.*]

By consent, the rules were suspended, and

Mr. Flagg presented a communication, relative to schools; which was

Referred to the committee on education.

Mr. Flagg presented a communication, relative to church property; which was

Referred to the committee on revenue.

Mr. Crawford asked leave of absence for Messrs. Nicholson and Vaughn; which was granted.

Mr. Tincher asked leave of absence for Messrs. Snapp and Langley; which was granted.

Mr. Starne asked leave of absence for Mr. Harlan; which was granted.

Mr. Gibson asked leave of absence for Mr. Shephard; which was granted.

Mr. Landrigan asked leave of absence for Mr. Casey; which was granted.

Mr. Richardson asked leave of absence for Mr. Voris; which was granted.

Mr. Early asked leave of absence for Mr. Fuller, on account of sickness; which was granted.

Mr. Bush asked leave of absence for Mr. Woodard; which was granted.

Mr. Flagg asked leave of absence for Messrs. Pierce, Underwood and Beveridge; which was granted.

Mr. Donahue asked leave of absence for Mr. McNulta; which was granted.

Mr. Alexander asked leave of absence for Mr. Van Dorston; which was granted.

The rules being suspended,

Mr. Crawford, from the committee on public buildings, introduced Senate bill, No. 122, for "An act to provide for the early completion of the new State House."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Jackson,

The rules were further suspended, and

Senate bill, No. 41, for "An act to repeal 'an act to amend 'an act to levy and make certain improvements on the Wabash River and its tributaries,' approved February 16, 1865, and the same,' approved March 7, 1867,"

Was taken up, read at large a second time, and

Ordered to a third reading, and 100 copies ordered printed.

Mr. Hampton introduced

Senate bill, No. 123, for "An act to re-establish lost and disputed lines and corners in this State."

Which was read at large a first time, and

Referred to the committee on agriculture and drainage.

Mr. Flagg introduced

Senate bill, No. 124, for "An act making appropriations in aid of the Illinois State Agricultural Society."

Which was read at large a first time, and

Referred to the committee on agriculture and drainage.

On motion of Mr. Kerr,

One hundred copies of Senate bill No. 122 were ordered printed.

At 12 o'clock M.,

On motion of Mr. Starne,

The Senate adjourned.

MONDAY, FEBRUARY 6, 1871.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Lombard.

The journal of Saturday was read by the Secretary.

The President announced that there was not a quorum present.

On motion of Mr. Nicholson,

The Senate adjourned until 10 o'clock A. M.

TEN O'CLOCK, A. M.

Senate met, pursuant to adjournment.

Mr. Edsall presented a petition concerning the reform of the system of therapeutics in the State of Illinois; which was

Referred to the committee on geology and science.

Mr. Strevell, from the committee on reformatory institutions, introduced

Senate bill, No. 125, for "An act in regard to a reform school for juvenile offenders."

Which was read at large a first time, and,

On motion of Mr. Snapp,

Was laid on the table, and 250 copies ordered printed, and the consideration of the bill made the special order for Thursday next, at 11 o'clock A. M.

On motion of Mr. Crawford,

The consideration of Senate bill, No. 122, for "An act for the early completion of the new State House," was made the special order for Tuesday next, at 10 o'clock A. M.

Mr. Starne, from the committee on finance, to which was referred Senate bill, No. 24, for "An act to provide for the investment of the funds in the State Treasury, belonging to the State debt fund, in the securities of the United States," reported the same back by substitute, and recommended the passage of the substitute.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Beveridge, from the Cook county delegation, to which was referred Senate bill, No. 2, for "An act providing for the payment, by the county of Cook, of further compensation to the judges of the circuit and superior courts, and the State's attorney of said county, respectively," reported the same back, with the following amendment:

Amend by striking out the words "seven thousand and five hundred," and inserting "seven thousand," and recommended the adoption of the amendment.

The report of the committee was concurred in.

Mr. Hampton moved to recommit the bill to the committee on fees and salaries.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....13
Nays16

Those voting in the affirmative are,

Messrs. Bush,
Epler,
Hampton,
Holcomb,
Landrigan,

Messrs. Little,
Nicholson,
Richardson,
Senter,

Messrs. Underwood,
Washburn,
Whiting,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Early,
Edsall,

Messrs. Gibson,
Hunter,
Jackson,
Kerr,
Marsh,

Messrs. McNulta,
Reddick,
Snapp,
Starne,
Strevell.

So the Senate refused to recommit the bill.

Mr. Snapp asked leave of absence for Mr. Pierce until to-morrow; which was granted.

On motion of Mr. Epler,

The consideration of Senate bill No. 2 was postponed, and made the special order for Tuesday, February 7, 1871, at 11 o'clock A. M.

Mr. Beveridge offered the following amendment to rule 47:

Strike out rule 47, and insert in lieu thereof the following: "Every bill, upon being read once, shall be committed without amendments, unless otherwise ordered; and upon its second reading it shall be subject to amendment or commitment.

On motion of Mr. Kerr,

The amendment was laid on the table.

Mr. Richardson offered the following communication in the name of a petition; which was referred to the committee on roads and highways:

LA HARPE, HANCOCK CO., ILLINOIS.

JAMES RICHARDSON, *Springfield, Illinois*:

DEAR SIR:—I think there should be a general law passed by the Legislature to prevent persons from obstructing the highways with the

ings of their hedges and other brush; and I wish you would
an act passed for that purpose, that will remedy the great evil.
bly something like the following:

it enacted, etc., That any person or persons obstructing or par-
obstructing any road, public highway, street or alley, by the
ings or cuttings of osage orange brush, or any other brush, shall
judged guilty of a misdemeanor, and upon conviction thereof
pay a fine of not less than \$20 dollars nor more than \$50 dollars,
cost of prosecution for each and every offense.

3. One-half of the amount of the fine collected to go to the person making the complaint, and the other to go into the school fund.

1. The manner the hedge fences are trimmed now in the State of Illinois has become a nuisance to the traveling community.

Mr. Underwood offered the following resolution; which laid over,
~~under~~ for the rule:

WHEREAS the Senate of the United States is supposed to represent the States
 the United States House of Representatives the people of the respective con-
 gressional districts in which they are elected : and, whereas this General Assem-
 is both the State of Illinois and the people of its congressional districts, and
 a better knowledge of the duties of Congress, and greater capacity to perform
 its duties than our Senators and Representatives in Congress ; therefore,
 Resolved by the Senate, the House of Representatives concurring herein, That our
 Senators and Representatives be requested and instructed to take no action
 on questions of national legislation until indorsed by this General Assembly, and
 that advice and instructions will be given in the premises, from time to time.

Mr. Kerr offered the following resolution :

Resolved, That it is the sense of the Senate that, under the constitution of the State, each house of the General Assembly has the right to employ janitors, pages, committee clerks, and such other employees as it may deem necessary, and to hire rooms for the use of its committees, and that payment for the same may be provided for by appropriate legislation, either before or after the date of the service rendered, or of the employment of such persons or rooms by either house of the General Assembly.

Mr. Kerr moved a suspension of the rules, for the consideration of the resolution.

And the yeas and nays being demanded,

It was decided in the negative, as follows :

{ Years12
{ Days20

Those voting in the affirmative are,

**Messrs. Bangs,
Beveridge,
Gibson,
Hampton,**

**Messrs. Hunter,
Kerr,
Little,
Marsh,**

**Messrs. McNulta,
Nicholson,
Snapp,
Strevell.**

Those voting in the negative are,

**Messrs. Boyd,
Bush,
Crawford,
Early,
Edsall,
Epler,
Flagg,**

**Messrs. Holcomb,
Jackson,
Landrigan,
Reddick,
Richardson,
Senter,
Shepherd,**

**Messrs. Solomon,
Starne,
Underwood,
Washburn,
Whiting,
Williams.**

So the Senate refused to suspend the rules.

At 12:25 o'clock P. M.,

On motion of Mr. Snapp,
The Senate adjourned.

TUESDAY, FEBRUARY 7, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Dr. Robertson.

The journal of yesterday was being read, when,

On motion of Mr. Washburn,

The further reading of the same was dispensed with.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 82, for "An act to protect the fish in this State," reported the same back, with the following amendment:

Amend by inserting after the word "of," in the 7th line, the word "December." Also, add the word "March," at the end of 2d line. Also, add to section 2, "*Provided*, this act shall not be held to apply to so much of any river or lake within or on the borders of this State, as is navigated by steamboats."

Mr. Gibson moved to amend, by adding "October, November and April."

Mr. Crawford moved that the bill be recommitted to the committee on agriculture and drainage.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 35
Nays..... 11

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Early,
Edsall,
Epler,
Flagg,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Pieroe,

Messrs. Reddick,
Richardson,
Senter,
Shephard,
Snapp,
Starne,
Tincher,
Underwood,
Washburn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Jackson,
McNulta,

Messrs. Nicholson,
Solomon,
Strevell,
Van Dorston,

Messrs. Voris,
Wilkinson,
Williams.

So the bill was recommitted to the committee on agriculture and drainage.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a written communication, with accompanying documents:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., *February 7, 1871.*

HON. JOHN DOUGHERTY, *President of the Senate:*

I have the honor to transmit herewith, to be laid before the Senate, the First Biennial Report of the Board of State Commissioners of Public Charities, together with a statement of the action of said Board concerning the appropriations asked by the several State Institutions.

JOHN M. PALMER.

Mr. Reddick introduced

Senate bill, No. 126, for "An act to provide for repairs and improvements upon the Supreme Court buildings at Ottawa and Mt. Vernon."

Which was read at large a first time, and

Referred to the committee on public buildings.

Mr. Jackson introduced

Senate bill, No. 127, for "An act to authorize the corporate authorities of cities and towns to dispose of lands dedicated by the general government to a public use."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr Hunter introduced

Senate bill, No. 128, for "An act to legalize the organization of county agricultural societies heretofore existing in this State."

Which was read at large a first time, and

Referred to the committee on agriculture and drainage.

Mr. Bangs introduced

Senate bill, No. 129, for "An act to amend an act entitled 'an act in relation to married women,' approved March 5th, 1869."

Which was read at large a first time.

Mr. Snapp offered an amendment to Senate bill No. 129.

On motion of Mr. Bangs,

The bill and amendment were

Referred to the committee on domestic relations.

Mr. Bangs introduced

Senate bill, No. 130, for "An act concerning marriage contracts."

Which was read at large a first time, and

Referred to the committee on domestic relations.

At 10 o'clock A. M., the special order, which was the consideration of Senate bill, No. 122, for "An act to provide for the early completion of the new State House,"

Was taken up, and read at large a second time.

Mr. Crawford offered the following amendment:

Amend section 4; by striking out "\$1,250,000" and insert "\$1,100,000."

Mr. Landrigan offered the following amendment:

Amend by inserting "\$600,000" in place of "\$1,100,000."

Mr. Langley moved that the further consideration of the bill be postponed to, and made the special order for, Tuesday, February 14, 1871, at 10 o'clock A. M.

Mr. Alexander moved that the Senate adjourn.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....32
Nays.....14

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Crawford,
Casey,
Donahue,
Early,
Edsall,
Flagg,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Landrigan,
Lanning,
Marsh.
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Shepherd,
Snapp,
Starne,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Epler,
Jackson,
Kerr,
Langley,

Messrs. Little,
Richardson,
Solomon,
Strevel,
Tincher,

Messrs. Underwood,
Van Dorston,
Voris,
Williams.

So the Senate, at 12:45 o'clock P. M., adjourned.

WEDNESDAY, FEBRUARY 8, 1871.

Senate met, pursuant to adjournment.

Prayer by Senator Tincher.

The journal of yesterday was being read, when,

On motion of Mr. Alexander,

The further reading of the same was dispensed with.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 33, for "An act to encourage the planting of useful trees in this State," reported the same back, and recommended its passage.

On motion of Mr. Boyd,

The further consideration of the bill was postponed to, and made the special order for, Thursday, February 14, at 10 o'clock A. M.

Mr. Langley, from the committee on education, to which was referred Senate bill, No. 103, for "An act to amend an act entitled 'an act to provide for the organization and maintenance of the Illinois Industrial University,'" reported the same back by substitute, and recommended the passage of the substitute.

Mr. Crawford offered the following amendment:

Amend by striking out that part of the original law recited, setting forth the section only as amended.

Which amendment was lost.

Mr. Flagg offered the following amendment:

Page 2, line 6, at end of line add: "and the president of the State Agricultural Society."

Which amendment was lost.

The question being upon concurring with the committee in their report,

The report of the committee was not concurred in.

On motion of Mr. Crawford,

The bill was re-committed to the committee on judiciary.

Mr. Tincher introduced

Senate bill, No. 131, for "An act to regulate interest on deposits, and to prevent evasions of the statutes against usury."

Which was read at large a first time, and

Referred to the committee on banks and banking.

Mr. Dore introduced

Senate bill, No. 132, for "An act to fix the compensation of executors of estates."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Dore introduced

Senate bill, No. 133, for "An act to provide for the exercise of the right of eminent domain."

Which was read at large a first time, and

Referred to the committee on railroads and warehouses.

Mr. Dore introduced

Senate bill, No. 134, for "An act giving the consent of the General Assembly of the State of Illinois to the purchase of land within this State by the United States."

Which was read at large a first time, and

Referred to the committee on federal relations.

Mr. Alexander introduced

Senate bill, No. 135, for "An act to provide for the sale of lands belonging to the State of Illinois, and situated in Bond county."

Which was read at large a first time, and

Referred to the committee on finance.

Mr. Dore introduced

Senate bill, No. 136, for "An act relative to public parks and boulevards."

Which was read at large a first time, and

Referred to the committee on municipalities.

Mr. Lanning introduced

Senate bill, No. 137, for "An act incorporating the Illinois Institution for the Education of Feeble-minded Children."

Which was read at large a first time, and

Referred to the committee on state charitable institutions.

Mr. Van Dorston introduced

Senate bill, No. 138, for "An act to provide for holding special terms of circuit courts."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Lanning introduced

Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1st, 1871, to July 1st, 1873."

Which was read at large a first time, and
Referred to the committee on state charitable institutions.

Mr. Alexander introduced

Senate bill, No. 140, for "An act to authorize certain records in Bond county to be transcribed."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Strevell introduced

Senate bill, No. 141, for "An act to amend sections 2 and 3, of chapter 58, of the Revised Statutes, entitled 'Jurors.'"

Which was read at large a first time, and
Referred to the committee on judiciary.

Mr. Jewett introduced

Senate bill, No. 142, for "An act to provide for the enlargement and completion of public parks, and the management thereof."

Which was read at large a first time, and
Referred to the committee on municipalities.

At 11 o'clock the special order, being the consideration of Senate bill, No. 122, for "An act to provide for the early completion of the new State House," was taken up.

The question being upon postponing the consideration of Senate bill No. 122 to, and making it the special order for, Tuesday, February 14, at 10 o'clock A. M.,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 38
Nays 5

Those voting in the affirmative are,

Messrs. Beveridge,
Bishop,
Bush,
Crawford,
Dore,
Early,
Edsall,
Flagg,
Fuller,
Gibson,
Hampton,
Harlan,
Holcomb,

Messrs. Hunter,
Jackson,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Snapp,
Solomon,
Starnes,
Strevell,
Tincher,
Underwood,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bangs,

Messrs. Casey,
Donahue,

Mr. Jewett.

So the bill was so postponed.

Mr. Bangs asked leave of absence for Mr. Kerr, until Monday next; which was granted.

The President announced that the hour for the special order had arrived, being consideration of Senate bill, No. 118, for "An act to establish a board of railroad and warehouse commissioners, and prescribe their powers and duties."

The bill was read at large a second time.

On motion of Mr. Fuller,

Unanimous consent was given to insert "six," in section 8, of Senate bill No. 118.

Mr. Woodard offered the following amendment:

"SECTION 19. Said commissioners shall appoint all necessary inspectors of grain, and to make and enforce such rules for grain inspection as they may deem expedient to secure a just and honest discharge of duties, and to promptly remove said inspectors from office whenever, in their judgment, the public interests demand said removal."

On motion of Mr. Hunter,

The further consideration of the bill was postponed to, and made the special order for, to-morrow, at 10 o'clock A. M., to be continued from day to day, until disposed of.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the accompanying documents, to-wit:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILLINOIS, *February 8, 1871.*

HON. JOHN DOUGHERTY, *President of the Senate:*

I have the honor to transmit herewith, to be laid before the Senate, copies of the Annual Report of the Board of Trustees of the State Reform School, and the Second Annual Report of the Trustees, Architect and Treasurer of the Northern Hospital and Asylum for the Insane.

JOHN M. PALMER.

On motion of Mr. Dore,

The rules were suspended, and the consideration of Senate bill, No. 107, for "An act to appoint commissioners of the Illinois and Michigan Canal and River Improvement, and to make an appropriation for the improvement of the navigation of the Illinois River," was made the special order for Wednesday, February 15, 1871, at 10 o'clock A. M.

On motion of Mr. Richardson,

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto," was made the special order for to-morrow, at 11:30 o'clock A.M.

Mr. Landrigan introduced

Senate bill, No. 143, for "An act to regulate the time and place of holding the State Fair, annually, in the State of Illinois."

On motion of Mr. Landrigan,

The bill was

Referred to the committee on agriculture and drainage, without reading.

The rules being suspended, by unanimous consent,

Senate bill, No. 41, for "An act to repeal 'an act to amend 'an act to levy and make certain improvements on the Wabash River and its tributaries,' approved February 16, 1865, and the same,' approved March 7, 1867,"

Having been printed, was read at large a third time.

The main question being on the amendment of Mr. McNulta, it was lost.

The question being upon the adoption of the resolution,
And the yeas and nays being demanded,

The resolution was adopted, by the following vote: { Yeas 22
Nays 6

[The copy furnished does not show the names of Senators voting on this question.—*Pub. Printer.*]

By consent, the rules were suspended, and

Mr. Flagg presented a communication, relative to schools; which was

Referred to the committee on education.

Mr. Flagg presented a communication, relative to church property; which was

Referred to the committee on revenue.

Mr. Crawford asked leave of absence for Messrs. Nicholson and Vaughn; which was granted.

Mr. Tinchler asked leave of absence for Messrs. Snapp and Langley; which was granted.

Mr. Starne asked leave of absence for Mr. Harlan; which was granted.

Mr. Gibson asked leave of absence for Mr. Shephard; which was granted.

Mr. Landrigan asked leave of absence for Mr. Casey; which was granted.

Mr. Richardson asked leave of absence for Mr. Voris; which was granted.

Mr. Early asked leave of absence for Mr. Fuller, on account of sickness; which was granted.

Mr. Bush asked leave of absence for Mr. Woodard; which was granted.

Mr. Flagg asked leave of absence for Messrs. Pierce, Underwood and Beveridge; which was granted.

Mr. Donahue asked leave of absence for Mr. McNulta; which was granted.

Mr. Alexander asked leave of absence for Mr. Van Dorston; which was granted.

The rules being suspended,

Mr. Crawford, from the committee on public buildings, introduced Senate bill, No. 122, for "An act to provide for the early completion of the new State House."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Jackson,

The rules were further suspended, and

Senate bill, No. 41, for "An act to repeal 'an act to amend 'an act to levy and make certain improvements on the Wabash River and its tributaries,' approved February 16, 1865, and the same,' approved March 7, 1867,"

Was taken up, read at large a second time, and

Ordered to a third reading, and 100 copies ordered printed.

Mr. Hampton introduced

Senate bill, No. 123, for "An act to re-establish lost and disputed lines and corners in this State."

Which was read at large a first time, and

Referred to the committee on agriculture and drainage.

Mr. Flagg introduced

Senate bill, No. 124, for "An act making appropriations in aid of the Illinois State Agricultural Society."

Which was read at large a first time, and

Referred to the committee on agriculture and drainage.

On motion of Mr. Kerr,

One hundred copies of Senate bill No. 122 were ordered printed.

At 12 o'clock M.,

On motion of Mr. Starne,

The Senate adjourned.

MONDAY, FEBRUARY 6, 1871.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Lombard.

The journal of Saturday was read by the Secretary.

The President announced that there was not a quorum present.

On motion of Mr. Nicholson,

The Senate adjourned until 10 o'clock A. M.

TEN O'CLOCK, A. M.

Senate met, pursuant to adjournment.

Mr. Edsall presented a petition concerning the reform of the system of therapeutics in the State of Illinois; which was

Referred to the committee on geology and science.

Mr. Strevell, from the committee on reformatory institutions, introduced

Senate bill, No. 125, for "An act in regard to a reform school for juvenile offenders."

Which was read at large a first time, and,

On motion of Mr. Snapp,

Was laid on the table, and 250 copies ordered printed, and the consideration of the bill made the special order for Thursday next, at 11 o'clock A. M.

On motion of Mr. Crawford,

The consideration of Senate bill, No. 122, for "An act for the early completion of the new State House," was made the special order for Tuesday next, at 10 o'clock A. M.

The question then being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 25
Nays 15

Those voting in the affirmative are,

Messrs. Bishop,
Bush,
Edsall,
Epler,
Fuller,
Gibson,
Hampton,
Holcomb,
Jackson,

Messrs. Jewett,
Landrigan,
Lanning,
Pierce,
Reddick,
Richardson,
Shephard,
Snapp,

Messrs. Solomon,
Starne,
Underwood,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Casey,

Messrs. Early,
Flagg,
Harlan,
Langley,
Little,

Messrs. Nicholson,
Senter,
Tincher,
Van Dorston,
Woodard.

So the amendment was adopted.

On motion of Mr. Underwood,

The following amendment was adopted:

Insert in 4th line of section 14, of Senate bill No. 118, the word
"willfully" after the word "shall."

Mr. Alexander offered the following amendment to section 17; which
was lost:

Strike out "and" and insert "or;" strike out "every" and insert
"any;" strike out "they or either of them" and insert "he."

Mr. Washburn offered the following amendment to section 4:

Amend section 4, by striking the word "five" out of line 2, and in-
serting the word "three" in lieu thereof.

Mr. Richardson offered the following amendment to the amendment:

Strike out all after the word "him" in the 4th line, and strike out all
of the 5th line in said section.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 4
Nays 39

Those voting in the affirmative are,

Messrs. Epler,
Richardson,

Mr. Solomon,

Mr. Williams.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Edsall,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Jackson,
Jewett,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Senter,
Shephard,
Snapp,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

So the amendment to the amendment was not adopted.

On motion of Mr. Washburn,

The debate upon the amendment offered by him was closed.

The question then being upon the adoption of the amendment to section 4, offered by Mr. Washburn,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 22
Nays..... 24

Those voting in the affirmative are,

Messrs. Bishop,
Bush,
Epler,
Hampton,
Harlan,
Holcomb,
Hunter,
Landrigan,

Messrs. Lanning,
Little,
Pierce,
Richardson,
Solomon,
Starne,
Strevell,

Messrs. Tincher,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Casey,
Donahue,
Dore,

Messrs. Early,
Edsall,
Flagg,
Fuller,
Gibson,
Jackson,
Jewett,
Langley,

Messrs. Marsh,
Nicholson,
Reddick,
Senter,
Shephard,
Snapp,
Voris,
Woodard.

So the amendment was not adopted.

Mr. Flagg offered the following amendment to section 4:

Strike out the word "five" in the 2d line of section 4, and insert "four."

Mr. Hampton offered the following amendment to the amendment:
Strike out "four thousand" and insert "three thousand five hundred."

The question being upon the adoption of the amendment to the amendment, offered by Mr. Hampton,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....34
Nays.....12

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Bush,
Crawford,
Donahue,
Early,
Edsall,
Epler,
Flagg,
Hampton,
Harlan,
Holcomb,

Messrs. Hunter,
Landrigan,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Richardson,
Shephard,
Snapp,
Solomon,

Messrs. Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Boyd,
Casey,

Messrs. Dore,
Fuller,
Gibson,
Jackson,

Messrs. Jewett,
Langley,
Reddick,
Senter.

So the amendment to the amendment was adopted.

The question being upon the adoption of the amendment as amended,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas. 40
Nays. 6

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Donahue,
Early,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Landrigan,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Shephard,

Messrs. Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Boyd,

Messrs. Dore,
Jackson,

Messrs. Jewett,
Langley.

So the amendment as amended was adopted.

Mr. Crawford offered the following amendment; which was adopted:

Amend section 4, by making the 5th line read "fifteen hundred" in place of "two thousand," where it occurs.

Mr. Lanning offered the following amendment:

Amend section 4, by adding: "*Provided*, that the total sum to be expended by said commissioners for office rent, furniture, and stationery, shall in no case exceed the sum of \$800 per annum."

The question being upon the adoption of the amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 25
Nays 19

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Boyd,
Bush,
Casey,
Donahue,
Epler,
Harlan,
Holcomb,

Messrs. Landrigan,
Lanning,
Little,
Richardson,
Senter,
Shephard,
Solomon,
Starne,

Messrs. Tincher,
Underwood,
Van Dorston,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Crawford,
Dore,
Early,
Edsall,
Flagg,

Messrs. Fuller,
Gibson,
Hunter,
Jackson,
Jewett,
Langley,

Messrs. Marsh,
Nicholson,
Pierce,
Snapp,
Strevell,
Woodard.

So the amendment was adopted.

Mr. Dore offered the following amendment:

Strike out section 5, of Senate bill No 118.

Mr. Flagg asked leave of absence for the committee on education, for Tuesday and Wednesday next, to enable said committee to visit the Normal University and the Industrial University; which was granted.

Mr. Bishop moved that the Senate adjourn, and that the further consideration of Senate bill No. 118, be continued to, and made the special order for, to-morrow morning at 10 o'clock.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....17
Nays.....25

Those voting in the affirmative are,

Messrs. Bishop,
Edsall,
Epler,
Gibson,
Hampton,
Harlan,

Messrs. Hunter,
Jewett,
Lanning,
Nicholson,
Senter,
Solomon,

Messrs. Starne,
Underwood,
Van Dorston,
Washburn,
Wilkinson.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Crawford,
Donahue,
Dore,
Early,

Messrs. Flagg,
Fuller,
Holcomb,
Landrigan,
Langley,
Little,
Pierce,
Richardson,

Messrs. Shephard,
Snapp,
Strevell,
Tincher,
Voris,
Whiting,
Williams,
Woodard.

So the Senate refused to adjourn.

The rules being suspended,

Mr. Shephard offered a petition, relating to dogs; which was Referred to the committee on agriculture and drainage.

At 12:50 o'clock, P. M.,

On motion of Mr. Tincher,

The Senate adjourned till 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

Senate met, pursuant to adjournment.

The President announced that there was not a quorum of the Senate present.

On motion of Mr. Fuller,

A call of the Senate was ordered, when

The following Senators (36) answered to their names:

Messrs. Alexander,
Bangs,
Bishop,
Boyd,
Casey,

Messrs. Dore,
Early,
Epler,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Jackson,

Messrs. Jewett,
Landrigan,
Langley,
Lanning,
Nicholson,
Pierce,
Richardson,

Messrs. Santer,
Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,

Messrs. Underwood,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Tincher,
Further proceedings under the call were dispensed with.

The motion of Mr. Dore, to amend Senate bill No. 118, by striking out section 5, was then taken up.

Mr. Flagg moved to amend the amendment by striking the words "free of charge" out of section 5, of the bill.

Which amendment to the amendment was adopted.

Mr. Edsall offered the following amendment to the amendment offered by Mr. Dore:

Amend Senate bill No. 118, by striking out section 5, and in the place thereof insert the following: "The said commissioners shall not be allowed to receive or use railroad passes, but in addition to their salary, shall be entitled to the actual amount expended for railroad fare, in the performance of their official duties."

The question being upon the adoption of the amendment to the amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas12
Nays32

Those voting in the affirmative are,

Messrs. Boyd,
Bush,
Donahue,
Edsall,

Messrs. Gibson,
Holcomb,
Jewett,
Shephard,

Messrs. Strevell.
Van Dorston,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Crawford,
Casey,
Dore,
Early,
Epler,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Hunter,
Jackson,
Landrigan,
Langley,
Lanning,
Marsh,
Nicholson,
Pierce,
Richardson,

Messrs. Senter,
Snapp, #
Solomon,
Starne,
Tincher,
Underwood,
Voris,
Washburn,
Wilkinson,
Williams.

So the amendment to the amendment was not adopted.

The question being upon the adoption of the amendment offered by Mr. Dore,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 38
Nays 6

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Casey,
Donahue,
Dore,
Early,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Gibson,
Hampton,
Harlan,
Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Lanning,
Marsh,
Nicholson,
Richardson,

Messrs. Senter,
Shephard,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Voriss,
Washburn,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Holcomb,

Messrs. Pierce,
Snapp,

Messrs. Van Dorston,
Whiting.

So the amendment was adopted.

Mr. Bishop offered the following amendment :

Strike out after the enacting clause the 1st, 2d, 3d, 4th, 5th and 12th sections, and in the remainder of the bill insert "Auditor of State" instead of "Commissioners."

Mr. Fuller moved the previous question.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas.....24
Nays.....19

Those voting in the affirmative are,

Messrs. Beveridge,
Boyd,
Crawford,
Casey,
Dore,
Early,
Edsall,
Flagg,

Messrs. Fuller,
Gibson,
Jackson,
Landrigan,
Marsh,
Nicholson,
Pierce,
Senter,

Messrs. Snapp,
Solomon,
Tincher,
Voriss,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Bishop,
Bush,
Donahue,
Epler,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jewett,
Langley,
Lanning,

Messrs. Richardson,
Shephard,
Starne,
Strevell,
Van Dorston,
Washburn.

So the previous question was ordered.

The question being upon the adoption of the amendment offered by Mr. Bishop,

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 3
Nays40

Those voting in the affirmative are,

Mr. Bishop,

Mr. Epler,

Mr. Starne.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Edsall,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Lanning,
Marsh,
Nicholson,
Pierce,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Strevell,
Tincher,
Van Dorston,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the amendment was not adopted.

The bill was then ordered engrossed and printed for a third reading.

Senate bill, No. 33, for "An act to encourage the planting of useful trees in this State,"

Having been printed, was taken up, and read at large a third time.
And the question being, "Shall the bill pass?"

It was decided in the affirmative, as follows: { Yeas. 36
Nays. 7

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Crawford,
Donahue,
Dore,
Early,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Gibson,
Hampton,
Holcomb,
Hunter,
Jewett,
Landrigan,
Langley,
Lanning,
Marsh,
Nicholson,
Pierce,

Messrs. Richardson,
Senter,
Shephard,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Casey,
Harlan,
Jackson,

Messrs. Snapp,
Solomon,

Messrs. Voris,
Washburn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The President then announced that the hour had arrived for the special order, which was the consideration of

Senate bill, No. 125, for "An act in regard to a reform school for juvenile offenders."

Mr. Tincher moved that the consideration of the bill be continued to, and made the special order for, Thursday, February 16, 1871, at 10 o'clock A. M.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 5
Nays 87

Those voting in the affirmative are,

Messrs. Crawford,
Casey,

Messrs. Early,
Tincher,

Mr. Washburn.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Donahue,
Dore,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Langley,
Lanning,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate refused to postpone the special order.

On motion of Mr. Strevell,

The consideration of the bill was postponed to, and made the special order for, to-morrow, at 10 o'clock A. M., to be continued from day to day until disposed of.

The President then announced that the hour had arrived for the special order, being the consideration of

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validitating acts of said city relating thereto."

Mr. Langley offered the following amendment to Senate bill No. 27 :

After the words "five hundred thousand dollars," in the second section, strike out all to the words "*And provided, further,* that no bonds," and insert as follows, viz : "Nor shall said city of Quincy deliver more than one hundred thousand dollars of such bonds or other evidences of indebtedness to the said railroad company, or to any person or corporation, upon such subscriptions, until said railroad company shall have fully completed and put in operation ten miles of said railroad, commencing at West Quincy and extending towards Edina, in the State of Missouri, at which time said city of Quincy may issue of such bonds or evidence of indebtedness, and deliver to said railroad company, upon such subscription, an additional sum of one hundred thousand dollars, and no more, until said railroad company shall have fully completed and put in operation twenty miles of said railroad, extending from West Quincy, at which time said city of Quincy may issue such bonds or evidence of indebtedness, and deliver to said railroad company, upon such subscription, the further sum of one hundred thousand dollars, and no more, until said railroad company shall complete and put in full operation thirty miles of said railroad, from West Quincy, at which time said city of Quincy may issue and deliver to said railroad company, upon said subscription, of such bonds or evidence of indebtedness, the further sum of one hundred thousand dollars, and no more, until said railroad company shall have fully completed and put in operation forty miles of said railroad, from West Quincy, aforesaid, at which time said city of Quincy may issue of such

bonds or evidence of indebtedness, and deliver to said railroad company, upon such subscription, the further sum of fifty thousand dollars, and no more, until said railroad company shall fully complete and put said railroad in operation, from West Quincy to Edina, in the State of Missouri, at which time said city of Quincy may issue of such bonds or evidence of indebtedness, and deliver to said railroad company, upon such subscription, the balance of said subscription."

The question then being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 30
Nays 12

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Gibson,
Hampton,
Holcomb,
Jackson,
Jewett,
Langley,
Lanning,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Shephard,
Snapp,
Starne,
Strevell,
Washburn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Beveridge,
Boyd,
Harlan,
Hunter,

Messrs. Solomon,
Tinchier,
Underwood,
Van Dorston,

Messrs. Voris,
Williams,
Woodard.

So the amendment was adopted.

Mr. Alexander moved to reconsider the vote by which the amendment, offered by Mr. Langley, was adopted.

Pending the motion to re-consider,

At 5:36 o'clock P. M.,

On motion of Mr. Alexander,
The Senate adjourned.

FRIDAY, FEBRUARY 10, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Dr. Bergen.

The journal of yesterday was being read, when,

On motion of Mr. Shephard,

The further reading of the same was dispensed with.

Mr. Casey presented a petition from the Board of Supervisors of Jefferson county, relative to County Superintendents of Schools; which was

Referred to the committee on education.

Mr. Edsall presented a petition from certain citizens of Amboy, relative to equality of taxation under the city charter of that city; which was

Referred to the committee on municipalities.

Mr. Bangs presented a petition, relative to pensions for the soldiers of the war of 1812; which was

Referred to the committee on federal relations.

Mr. Tincher, from the committee on expenditures of the general assembly, to which was referred Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State government heretofore unprovided for," reported the same back, with an amendment, and recommended the adoption of the amendment.

Pending the discussion of the bill,

At 10 o'clock A. M., the President announced the special order; which was the consideration of

Senate bill, No. 125, for "An act in regard to a reform school for juvenile offenders."

Before taking up the special order, the President laid before the Senate the following report of partial revision of certain laws with, an accompanying document, entitled a bill for "An act in regard to public schools :"

HON. JOHN DOUGHERTY, *President of the Senate*:

The undersigned, Commissioners to revise the Statutes of this State, would further report, for the consideration of the Senate, our revision of the following chapter, to-wit: "Public Schools."

Which is respectfully submitted.

H. B. HURD,
M. SCHAEFFER,
Commissioners.

Referred to the committee on education.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has refused to concur with them in the adoption of the following resolution, to-wit:

Resolved by the Senate, the House of Representatives concurring therein, That Messrs. Hardacre and Hickox be and they are hereby appointed official reporters for the Twenty-seventh General Assembly. That the reports made by them shall be as full as those found in the Illinois State Journal of January 28th and 30th, A. D. 1871, and that said Hardacre and Hickox shall receive, as full compensation for making said reports for both houses of the General Assembly, the sum of thirty dollars per day, for each and every day's report made, and no more: And, provided, further, that the printing of said reports can be procured either in the newspapers of the city of Springfield, or one of them, or in Globe form, without cost or expense to the State, and ready for delivery and circulation by 9 o'clock of the morning next after the day for which said proceedings are published: Provided, also, that the General Assembly may terminate this contract by giving to said Hardacre and Hickox two days' notice.

The special order was taken up, and the bill (Senate bill No. 125) read at large a second time.

Mr. Hampton offered the following amendment; which was adopted:

Amend section 2, of Senate bill No. 125, by striking out the word "male" in 2d line, and adding to the section, "two of whom shall be women."

Mr. Fuller offered the following amendment:

Strike out section 2, and insert "The management of said reform school shall be vested in a board of trustees, consisting of three citizens of the State of Illinois, one of whom may be a woman. A majority of said trustees shall constitute a quorum to do business."

Mr. Pierce moved to strike out of the amendment offered by Mr. Fuller, "one of whom may be a woman."

On motion of Mr. Shephard,

The debate on the amendment was closed.

The question being upon the adoption of the amendment to the amendment,

And the yeas and nays being demanded, .

It was decided in the negative, as follows: { Yeas.....17
Nays.....20

Those voting in the affirmative are,

Messrs. Boyd,
Bush,
Casey,
Epler,
Harlan,
Holcomb,

Messrs. Jewett,
Landrigan,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Strevell,
Van Dorston,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Donahue,
Dore,
Early,
Edsall,

Messrs. Flagg,
Fuller,
Gibson,
Hampton,
Jackson,
Langley,
Nicholson,

Messrs. Starne,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

So the amendment to the amendment was not adopted.

The question being upon the adoption of the amendment offered by Mr. Fuller,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 16
Nays..... 21

Those voting in the affirmative are,

Messrs. Boyd,
Bush,
Casey,
Early,
Edsall,
Fuller,

Messrs. Gibson,
Harlan,
Holcomb,
Landrigan,
Pierce,

Messrs. Shephard,
Starne,
Van Dorston,
Washburn,
Wilkinson.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Donahue,
Dore,
Epler,
Flagg.

Messrs. Hampton,
Jackson,
Jewett,
Langley,
Nicholson,
Reddick,
Richardson,

Messrs. Senter,
Strevell,
Underwood,
Vaughn,
Whiting,
Williams,
Woodard.

So the amendment was not adopted.

Mr. Bush asked leave of absence for Mr. Solomon, on account of sickness; which was granted.

Mr. Fuller moved that the bill be recommitted to the committee on reformatory institutions.

Mr. Holcomb moved that the Senate adjourn until Monday next.
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 7
Nays..... 30

Those voting in the affirmative are,

Messrs. Bangs,
Casey,
Donahue,

Messrs. Hampton,
Harlan,

Messrs. Holcomb,
Van Dorston.

Those voting in the negative are,

Messrs. Alexander,
Beveridge,
Boyd,
Bush,
Dore,
Early,
Edsall,
Epler,
Flagg,
Fuller,

Messrs. Gibson,
Jackson,
Jewett,
Landrigan,
Langley,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Starne,
Strevell,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate refused to adjourn until Monday morning.

At 12:41 o'clock P. M.,

On motion of Mr. Washburn,
The Senate adjourned.

SATURDAY, FEBRUARY 11, 1871.

Senate met, pursuant to adjournment.

The journal of yesterday was being read, when,

On motion of Mr. Harlan,

The further reading of the same was dispensed with.

The President announced that there was not a quorum present.

On motion of Mr. Harlan,

A call of the Senate was ordered.

The following Senators (26) answered to their names:

Messrs. Alexander,
Beveridge,
Boyd,
Casey,
Dore,
Edsall,
Flagg,
Fuller,
Gibson,

Messrs. Harlan,
Jackson,
Landrigan,
Langley,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Strevell,
Underwood,
Van Dorston,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Woodard.

On motion of Mr. Fuller,

Further proceedings under the call were dispensed with.

Mr. Beveridge asked leave of absence for Mr. Shephard; which was granted.

Mr. Dore asked leave of absence for Mr. Jewett; which was granted.

Mr. Richardson asked leave of absence for Messrs. Bangs and Bush ; which was granted.

Mr. Senter asked leave of absence for Mr. Hampton ; which was granted.

Mr. Underwood asked leave of absence for Mr. Hunter ; which was granted.

Mr. Gibson asked leave of absence for Mr. Holcomb ; which was granted.

Mr. Casey presented a petition relative to the equalization law ; which was

Referred to the committee on revenue.

Mr. Jackson presented a petition relative to rates of fare on railroads ; which was

Referred to the committee on railroads and warehouses.

Mr. Bangs, from the committee on judiciary, to which was referred Senate bill, No. 48, for "An act relating to justices of the peace in the city of Chicago," reported the same back, and recommended its passage.

The bill was read at large a second time, and,

On motion of Mr. Woodard,

Laid on the table.

Mr. Van Dorston, from the committee on judiciary, to which was referred a report of the commissioners on revision, reported Senate bill, No. 99, for "An act concerning conveyances," and recommended the passage of the same.

The report of the committee was concurred in, the bill read at large a first time, and

Ordered to a second reading, and 300 copies ordered printed.

Mr. Langley introduced

Senate bill, No. 147, for "An act to appropriate such sum of money as may be necessary to remove the remains of the late Governor Bissell to Oak Ridge Cemetery."

Which was read at large a first time, and

Ordered to a second reading.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the Second Annual Report of the Trustees of the Southern Illinois Normal University, the Eleventh Biennial Report of the Illinois Institution for the Education of the Blind, and the Report of the State House Commissioners, for the years 1869 and 1870.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS, an act was passed by the General Assembly and approved by the Governor, February 28, 1869, appropriating four hundred thousand dollars for the improvement of the Illinois River ; and whereas, it appears, from the reports submitted to this House by his excellency, the Governor, that a large part of said four hundred thousand dollars has been expended ; and whereas, our new constitution enjoins, and the welfare of the people of the State requires, a strict accountability on the part of her servants ; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That a joint committee of five be raised, three from the House and two from the Senate, whose duty it shall be to inquire into and ascertain how, in what manner, and for what purpose the said four hundred thousand dollars, or any part thereof, may have been expended; and make report of all material facts and conclusions at which they may arrive to this House, at as early a day as shall be practicable.

In the adoption of which I am directed to ask the concurrence of the Senate.

Mr. Flagg introduced

Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University."

Which was read at large a first time, and

Referred to the committee on education.

Mr. Flagg introduced

Senate bill, No. 149, for "An act to make appropriations in aid of the Illinois State Horticultural Society."

Which was read at large a first time, and

Referred to the committee on agriculture and drainage.

Mr. Underwood introduced

Senate bill, No. 150, for "An act to enable towns and villages in this State, having commons, to grant and alienate the same."

Which was read at large a first time, and

Referred to the committee on judiciary.

At 10 o'clock A. M., the President announced that the hour had arrived for the special order, which was the consideration of Senate bill, No. 125, for "An act in regard to a reform school for juvenile offenders."

The special order was then taken up.

Mr. Flagg withdrew his motion, made yesterday, to re-committ the bill to the committee on reformatory institutions.

Mr. Pierce offered the following amendments, which were adopted:

"Amend Senate bill No. 125 by striking out all after the word "Illinois," of section 1; also, amend by striking out section 21.

Mr. Strevell moved to re-consider the vote by which the following amendment, offered by Mr. Hampton, yesterday, was adopted:

Amend section 2, of Senate bill No. 125, by striking out the word "male," in the second line, and adding to section, "two of whom shall be women."

Mr. Whiting moved to lay the motion on the table.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 15
Nays..... 14

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Donahue,
Dore,
Edsall,

Messrs. Flagg,
Jackson,
Langley,
Nicholson,
Reddick,

Messrs. Richardson,
Underwood,
Vaughn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Casey,
Epler,
Fuller,
Gibson,

Messrs. Harlan,
Landrigan,
Pierce,
Senter,
Starnes,

Messrs. Strevell,
Van Dorston,
Washburn,
Wilkinson.

So the motion was laid on the table.

On motion of Mr. Strevell,

Unanimous consent was given to change the word "shall" to "may," in section 2.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring, That the special committee appointed to inquire and report relative to the disposition of the funds appropriated for the improvement of the Illinois river, when raised, be required to make inquiry and report relative to money appropriated for the improvement of the Little Wabash river.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Starne offered the following amendment:

Strike out the word "twenty," in the second line, and insert "ten," in section 14.

Mr. Strevell offered the following amendment to the amendment; which was adopted:

Amend the amendment by inserting "fifteen," instead of "ten," in section 14.

The question being upon the adoption of the amendment, as amended,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....28
Nays..... 5

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Donahue,
Dore,
Edsall,
Epler,
Flagg,
Fuller,

Messrs. Gibson,
Jackson,
Landrigan,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Strevell,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Casey,

Messrs. Harlan,
Langley,

Mr. Starne.

So the amendment, as amended, was adopted.

Mr. Langley offered the following amendment; which was lost:

Strike out section 14, and insert: "The sheriffs of counties shall be allowed their actual costs necessarily incurred in conveying children from the place of commitment to said reform school, to be paid in the same manner as sheriffs are paid for conveying prisoners to the penitentiary."

Mr. Strevell offered the following amendment; which was adopted:

Strike out "ten cents," in the third line of the 14th section, and insert "five."

Mr. Underwood offered the following amendment; which was adopted:

Add to section 14, "mileage, to be computed only one way."

Mr. Underwood offered the following amendment; which was adopted:

Amend section 5, by striking out the first sentence, and inserting, "The members of the board shall take and subscribe the oath of office required by the constitution."

Mr. Strevell offered the following amendment:

Strike out the words "one year," in section 13, line 4, and insert "three months."

The question then being upon the adoption of the amendment, offered by Mr. Strevell,

And the yeas and nays being demanded,

The Senate refused to adopt the amendment, as follows: { Yeas..14
Nays..15

[The copy furnished does not show the names of Senators voting on this question.—*Pub. Printer.*]

Mr. Epler offered the following amendment; which was adopted:

Insert after the word "certified," in eleventh line of fifth section, "Provided said board shall incur no expense, nor contract any debt, beyond appropriations made."

Mr. Dore moved that the Senate adjourn until 2:30 o'clock P. M.

Which motion was lost.

Mr. Beveridge offered the following amendment:

Add at end of section thirteen, the following words: "But in no case shall the time of confinement extend beyond the age of eighteen years."

Pending the consideration of the above amendment,

Mr. Landrigan, at 1 o'clock P. M., moved that the Senate adjourn.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas19
Nays 9

Those voting in the affirmative are,

Messrs. Casey,
Donahue,
Dore,
Edsall,
Epler,
Flagg,
Gibson,

Messrs. Harlan,
Landrigan,
Langley,
Nicholson,
Pierce,
Richardson,

Messrs. Senter,
Van Dorston,
Vaughn,
Washburn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Alexander,
Beveridge,
Boyd,

Messrs. Fuller,
Jackson,
Reddick,

Messrs. Strevell,
Underwood,
Woodard.

So the Senate, at 1 o'clock P. M., adjourned.

MONDAY, FEBRUARY 13, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Reed.

The journal of Saturday, February 11, was being read, when

On motion of Mr. Edsall,

The further reading of the same was dispensed with.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit :

Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties."

Mr. Williams presented a petition, relating to Hancock county ; which was referred, without reading, to the committee on apportionment.

Mr. Whiting, from the committee on agriculture and drainage, to which was referred Senate bill, No. 79, for "An act concerning dogs," reported the same back by substitute, and recommended the passage of the substitute.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

On motion of Mr. Fuller,

The rules were suspended, for the purpose of considering Senate bill No. 118.

Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows : { Yeas.....33
Nays.....00

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Boyd,
Casey,
Dore,
Edsall,
Flagg,
Fuller,
Gibson,
Harlan,
Holcomb,

Messrs. Hunter,
Jackson,
Landrigan,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Senter,
Starne,

Messrs. Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Fuller,

Leave of absence was granted Mr. Harlan.

At 10 o'clock A. M. the President announced that the hour had arrived for the special order, being the consideration of

Senate bill, No. 125, for "An act in regard to a reform school for juvenile offenders."

The special order was then taken up.

Mr. Strevell offered the following amendment :

Strike out section 20, and insert as follows : " Hereafter, when any person under the age of 16 years is convicted of any crime, whether of robbery, burglary or arson, or of any other offense against the laws of this State, such minor, under the age of 16 years, shall be committed to the State Reform School for a time not less than six months, nor more than five years : Provided, that the same discretion shall be allowed to judges as is expressed in section 13 of this act."

On motion of Mr. Edsall,

The words "hereafter committed" were inserted in Mr. Strevell's amendment, after the word "crime" in the third line of the amendment.

Mr. Strevell's amendment, as amended, was then adopted.

Mr. Casey offered the following amendment :

Insert after the word "superintendent," in section 5, line 12, "whose salary shall not exceed twelve hundred dollars per annum."

Mr. Edsall moved to amend the amendment offered by Mr. Casey, by striking out "twelve hundred" and inserting "five thousand."

On motion of Mr. Fuller,

The debate upon the amendment to the amendment offered by Mr. Edsall, was closed.

The question being upon the adoption of the amendment to the amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 18
Nays 17

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Gibson,	Messrs. Senter,
Beveridge,	Hunter,	Strevell,
Dore,	Marsh,	Underwood,
Edsall,	McNulta,	Whiting,
Epler,	Pierce,	Woodard.
Flagg,	Reddick,	

Those voting in the negative are,

Messrs. Bishop,	Messrs. Jackson,	Messrs. Vaughn,
Boyd,	Landrigan,	Voris,
Casey,	Nicholson,	Washburn,
Fuller,	Starne,	Wilkinson,
Harlan,	Tincher,	Williams.
Holcomb,	Van Dorston,	

So the amendment to the amendment was adopted.

The question being upon the adoption of the amendment as amended,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 21
Nays 13

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Dore,
Edsall,
Epler,
Flagg,
Fuller,

Messrs. Gibson,
Hunter,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Starne,
Strevell,
Underwood,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Boyd,
Casey,
Harlan,
Holcomb,

Messrs. Jackson,
Landrigan,
Tincher,
Van Dorston,

Messrs. Vaughn,
Voris,
Washburn,
Williams.

So the amendment, as amended, was adopted.

Mr. Casey offered the following amendment :

At the end of section 5, insert "but such other officers shall not receive a greater sum than six hundred dollars each, per annum, except a deputy-superintendent, whose salary may be one thousand dollars."

The question being upon the adoption of the amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas. 19
Nays. 14

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Casey,
Dore,
Edsall,
Flagg,
Fuller,

Messrs. Gibson,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Starne,
Strevell,
Tincher,
Underwood,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Boyd,
Epler,
Harlan,
Holcomb,

Messrs. Jackson,
Landrigan,
Senter,
Van Dorston,
Vaughn,

Messrs. Voris,
Washburn,
Wilkinson,
Williams.

So the amendment was adopted.

Mr. Dore offered the following amendment; which was adopted :

Strike out "one year" in line 4, section 18, and insert "six months."

Mr. Strevell offered the following amendment; which was adopted:

Strike out "one year" in seventh line of section 16, and insert "six months."

Mr. Epler offered the following amendment :

Amend section 16, by striking out all after the word "act" in third line, to the beginning of sixth line of said section.

The question being upon the adoption of the amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas. 18
Nays 14

Those voting in the affirmative are,

Messrs. Casey,
Dore,
Edsall,
Epler,
Flagg,
Harlan,

Messrs. Holcomb,
Jackson,
Landrigan,
McNulta,
Reddick,
Starne,

Messrs. Strevell,
Tincher,
Underwood,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Beveridge,
Bishop,
Boyd,
Fuller,

Messrs. Gibson,
Hunter,
Marsh,
Nicholson,
Pierce,

Messrs. Senter,
Vaughn,
Washburn,
Woodard.

So the amendment was adopted.

Mr. Edsall offered the following amendment; which was adopted:

“ § 24. The board of trustees and superintendent shall require the inmates of the reform school, as far as practicable, to perform the necessary manual labor for sustaining and carrying on said school.”

The question being upon ordering the bill engrossed and printed for a third reading,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....22
Nays.....10

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,
Holcomb,

Messrs. Jackson,
Little,
McNulta,
Nicholson,
Pierce,
Reddick,
Senter,

Messrs. Starne,
Strevell,
Tincher,
Underwood,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Boyd,
Casey,
Harlan,

Messrs. Hunter,
Landrigan,
Marsh,

Messrs. Vaughn,
Washburn,
Williams.

So the bill was ordered engrossed and printed for a third reading.

On motion of Mr. Alexander,

The rules were suspended for the purpose of introducing bills.

Mr. Alexander introduced

Senate bill, No. 151, for “An act defining the duties of the Auditor of Public Accounts, under section one of ‘an act to fund and provide for paying railroad debts of counties, townships, cities and towns,’ in force April 16, 1869.”

Which was read at large a first time, and

Ordered to a second reading.

Mr. Woodard introduced

Senate bill, No. 152, for “An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards.

Which was read at large a first time.

Mr. Woodard offered an amendment.

The bill and amendment were
Referred to the committee on municipalities.

Mr. Flagg introduced
Senate bill, No. 153, for "An act to extend the rights and privileges of women."

Which was read at large a first time, and
Referred to the committee on domestic relations.

Mr. Flagg introduced
Senate bill, No. 154, for "An act relating to the rights and liabilities of husband and wife."

Which was read at large a first time, and
Referred to the committee on domestic relations.

Mr. Epler introduced
Senate bill, No. 155, for "An act to encourage colleges and other seminaries of learning."

Which was read at large a first time, and
Referred to the committee on education.

Mr. Holcomb introduced
Senate bill, No. 156, for "An act to carry into effect the provisions of section three (3) of article eight (8) of the constitution."

Which was read at large a first time, and
Referred to the committee on education.

Mr. Woodard introduced
Senate bill, No. 157, for "An act to establish justices' districts in the city of Chicago, and to regulate the practices of justices of the peace, in cities and elsewhere."

Which was read at large a first time, and
Referred to the committee on judiciary.

On motion of Mr. Woodard,
Senate bill, No. 48, for "An act relating to justices of the peace in the city of Chicago,"

Was taken from the table, and
Referred to the committee on judiciary.

Mr. Flagg introduced
Senate bill, No. 158, for "An act relating to parent and child."
Which was read at large a first time, and
Referred to the committee on domestic relations.

Mr. Alexander introduced
Senate bill, No. 159, for "An act to prescribe the duties of masters in chancery, and to regulate the appointment of special commissioners."

Which was read at large a first time, and,

On motion of Mr. Alexander,
Ordered to a second reading.

On motion of Mr. McNulta,
The report of the Soldiers' Orphans' Home was taken up, and
Referred to the committee on education.

On motion of Mr. McNulta,
The report of the Canal Commissioners, was taken up, and
Referred to the committee on canals and rivers.

Mr. Washburn offered the following resolution; which was adopted:

Resolved, That the Superintendent of Public Instruction be and is hereby requested to furnish the following information for the use of this General Assembly :

1st. The number of persons under 21 years of age, in each county, as shown by the returns of school officers for the year A. D. 1870.

2d. The highest and the lowest rate per cent. of taxation levied by any school district in each county, in the year 1870, for tuition purposes.

3d. The average length of time that public schools were taught in each county in the year ending in 1870.

Mr. Van Dorston offered the following resolution ; which laid over, under the rule :

Resolved, That the Governor be requested to furnish an estimate of the actual cost of the Southern Illinois Normal University building, to be made by the architect of the building, in accordance with the plans and specifications adopted by the board of trustees of said institution ; and also an estimate of cost of any extra work, provided the same has been done. That he also furnish the contract price as agreed upon by the board of trustees and the contractor to construct the same.

Mr. Underwood, by unanimous consent, called up
Senate bill, No. 17, for "An act to regulate the manner of applying for reprieves and commutations, and pardons."
Referred to the committee on judiciary.

Mr. Dore, by unanimous consent, called up the following House resolutions ; which were adopted :

WHEREAS, an act was passed by the General Assembly and approved by the Governor, February 28, 1869, appropriating four hundred thousand dollars for the improvement of the Illinois River ; and whereas, it appears, from the reports submitted to this House by his excellency, the Governor, that a large part of said four hundred thousand dollars has been expended ; and whereas, our new constitution enjoins, and the welfare of the people of the State requires, a strict accountability on the part of her servants ; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That a joint committee of five be raised—three from the House and two from the Senate, whose duty it shall be to inquire into and ascertain how, in what manner, and for what purpose, the said four hundred thousand dollars, or any part thereof, may have been expended, and make report of all the material facts and conclusions at which they may arrive, to this House, at as early a day as shall be practicable.

Resolved by the House of Representatives, the Senate concurring, That the special committee appointed to inquire and report relative to the disposition of the funds appropriated for the improvement of the Illinois River, when raised, be required to make inquiry and report relative to money appropriated for the improvement of the Little Wabash River.

At 12:40 o'clock P. M.,

On motion of Mr. Underwood,
The Senate adjourned.

TUESDAY, FEBRUARY 14, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Dr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Voris,

The further reading of the same was dispensed with.

The President announced that there was not a quorum present.

The President then ordered a call of the Senate, when

The following Senators (26) answered to their names:

Messrs. Alexander,
Beveridge,
Bishop,
Boyd,
Casey,
Dore,
Early,
Edsall,
Gibson,

Messrs. Hampton,
Jackson,
Jewett,
Kerr,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Starne,
Tincher,
Underwood,
Van Dorston,
Voris,
Whiting,
Wilkinson,
Williams.

A quorum having answered to their names, further proceedings under the call were dispensed with.

Mr. Reddick asked leave of absence for Mr. Strevell; which was granted.

Mr. Tincher asked leave of absence for Mr. Langley; which was granted.

Mr. Boyd asked leave of absence for Mr. Senter; which was granted.

Mr. Williams asked leave of absence for Mr. Landrigan; which was granted.

Mr. Pierce offered the following resolution:

Resolved by the Senate, the House of Representatives concurring herein, That our Representatives in Congress be requested, and our Senators instructed to labor for the passage by Congress of a joint resolution submitting to the legislatures of the several States a Sixteenth Amendment to the Constitution of the United States, substantially as follows:

ARTICLE XVI.

SECTION 1. Nothing in the constitution shall be so construed as to deny to any State the right to tax the bonds or other indebtedness of the United States, held by persons or corporations, in the same manner as other property is taxed in such States.

§ 2. Nothing in this constitution shall operate to deny to the Legislatures of any State, power to regulate, limit, restrict or control any corporation created by or doing business in such State, in such manner as the public interest may require.

§ 3. Corporations created by acts of Congress shall not be authorized to condemn private property, or to transact business in any State, without the consent of the Legislature thereof; and Congress shall not grant lands, money or other valuable thing, or give, loan or extend the credit of the United States to or in aid of any private corporation or association.

On motion of Mr. Pierce,
The rules were suspended, and the resolution
Referred to the committee on federal relations.


Mr. Alexander offered the following resolution ; which laid over,
under the rule :

Resolved, That the judiciary committee be instructed to inquire into the expediency of enacting a law requiring all attorneys to give bond and security for the proper disposition of all moneys collected by them as attorneys; and to report by bill or otherwise.

Mr. Woodard introduced
Senate bill, No. 160, for "An act to provide for the incorporation of towns and the annexation of territory to cities and incorporated towns."

Which was read at large a first time, and
Referred to the committee on judiciary.

The President announced the following Senators as joint committee on river improvements, on the part of the Senate : Messrs. Dore and Reddick.

Mr. Early introduced
Senate bill, No. 161, for "An act to create a board of pardons." 
Which was read at large a first time, and
Referred to the committee on reformatory institutions.

Mr. Kerr, from the committee on elections, to which was referred Senate bill, No. 47, for "An act to repeal an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,'" reported the same back by substitute, and recommended the passage of the substitute.

The substitute was read at large a first time.
The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Nicholson introduced
Senate bill, No. 162, for "An act to give notice of the pendency of suits by publication."

Which was read at large a first time, and
Referred to the committee on judiciary.

Mr. Woodard introduced
Senate bill, No. 163, for "An act to repeal an act in relation to a portion of the submerged lands and Lake Park grounds, lying on and adjacent to the shores of Lake Michigan, on the eastern frontage of the city of Chicago."

Which was read at large a first time, and
Referred to the committee on judiciary.

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave,"

Having been printed, was read at large a third time.

And the question being, " Shall the bill pass ?"

It was decided in the negative, as follows :

{	Yeas.....	24
	Nays	8

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Bishop,
Boyd,
Casey,
Dore,
Early,
Edsall,

Messrs. Gibson,
Hampton,
Holcomb,
Landrigan,
Marsh,
Nicholson,
Pierce,
Starne,

Messrs. Tincher,
Underwood,
Van Dorston,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Donahue,
Hunter,
Jewett,

Messrs. Kerr,
Lanning,
Little,

Messrs. Shephard,
Vaughn.

The bill was declared lost, for the want of a constitutional majority.

Mr. Shephard moved to reconsider the vote by which Senate bill No. 62 was lost.

Senate bill, No. 61, for "An act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same,"

Was taken up, and read at large a second time.

Mr. Starne offered the following amendment; which was adopted:

Add to section 1, "one janitor for the water-closet, at the sum of \$3 per day."

Mr. Pierce offered the following amendment:

Amend section 1, by adding "two policemen of the Senate and four policemen of the House, each \$4 per day."

Pending the consideration of Mr. Pierce's amendment,

The President announced the special order, being consideration of Senate bill No. 122.

On motion of Mr. Pierce,

The special order was postponed until Senate bill No. 61 should be disposed of.

Mr. Little moved to amend Mr. Pierce's amendment by inserting "three" instead of "four."

Which amendment to the amendment was lost.

Mr. Pierce's amendment was then adopted.

Mr. Bishop moved to postpone the further consideration of the bill until Tuesday next.

Which motion was lost.

Mr. Kerr offered the following amendment; which was adopted:

Strike out in line fixing janitor's fees, "\$3" and insert "\$1."

Mr. Beveridge offered the following amendment; which was lost:

Amend by giving each clerk of committees five dollars per day.

A message from the Governor, by E. B. Harlan; Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the report of the State Agent for the collection of War Claims, and the Second Annual Report of the Adjutant General, for the year ending Nov. 30, 1870.

Mr. Bishop offered the following amendment :

Amend by striking out the words "six committee clerks of the Senate and twelve committee clerks of the House, each four dollars per day for the time actually employed," and make it the duty of the enrolling and engrossing clerks to act as clerks of committees when required, and not otherwise employed.

Mr. Shephard moved to adjourn until 2 o'clock P.M.

And the yeas and nays being demanded,

It was decided in the negative, as follows:

Yeas.....	6
Nays.....	29

Those voting in the affirmative are,

**Messrs. Epler,
Fuller.**

**Messrs. Hunter,
Marsh.**

**Messrs. Shephard,
Voris.**

Those voting in the negative are,

**Messrs. Alexander,
Bishop,
Boyd,
Casey,
Donahue,
Dore,
Early,
Edsall,
Gibson,
Hampton.**

**Messrs. Holcomb,
Jackson,
Jewett,
Kerr,
Lanning,
Little,
Nicholson,
Pierce,
Reddick,
Richardson,**

**Messrs. Starne,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Williams,
Woodard.**

So the Senate refused to adjourn.

Mr. Alexander moved to postpone the further consideration of Senate bill No. 61 until Thursday next, at 10 o'clock A. M.

Which motion was lost.

On motion of Mr. Dore,

The previous question was ordered.

The question being upon the adoption of the amendment offered by Mr. Bishop,

And the yeas and nays being demanded,

It was decided in the negative, as follows :

{	Yeas	12
	Nays	24

Those voting in the affirmative are,

**Messrs. Bishop,
Casey,
Epler,
Holcomb,**

**Messrs. Jackson,
Kerr,
Lanning,
Pierce,**

**Messrs. Shephard,
Starne,
Van Dorston,
Williams.**

Those voting in the negative are,

**Messrs. Alexander,
Beveridge,
Boyd,
Donahue,
Dore,
Early,
Edsall,
Fuller,**

**Messrs. Gibson,
Hampton,
Hunter,
Jewett,
Little,
Marsh,
Nicholson,
Reddick,**

**Messrs. Richardson,
Tincher,
Underwood,
Vaughn,
Voris,
Whiting,
Wilkinson,
Woodard.**

So the amendment was not adopted.

The question being upon ordering the bill to be engrossed and printed for a third reading,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas.....24
Nays.....12

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Boyd,
Donahue,
Dore,
Early,
Edsall,
Fuller,

Messrs. Gibson,
Hunter,
Jewett,
Kerr,
Lanning,
Little,
Nicholson,
Pierce,

Messrs. Shephard,
Tincher,
Underwood,
Vaughn,
Voris,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Casey,
Epler,
Hampton,

Messrs. Holcomb,
Jackson,
Marsh,
Reddick,

Messrs. Richardson,
Starne,
Van Dorston,
Williams.

So the bill was ordered to be engrossed and printed for a third reading.

The special order, being the consideration of
Senate bill, No. 122, for "An act to provide for the early comple-
tion of the new State House,"

Was then taken up.

The question being upon the adoption of the amendment to the
amendment, offered by Mr. Landrigan,

On motion of Mr. Fuller,

The bill and amendments were re-committed to the committee on
finance.

The rules were suspended, and

Mr. Marsh presented the following report of the committee on pub-
lic buildings :

HON. JOHN DOUGHERTY, *President of the Senate* :

The committee on public buildings herewith respectfully present
the report of the examination of the books and papers pertaining to
the new State House, made through the Clerk of the House committee
and the gentlemen selected, in accordance with Senate resolution, who
were instructed, directed and assisted by the chairman of said com-
mittee and members of the same, from time to time, during such ex-
amination, which has been very searching, occupying these gentlemen
nine (9) days. Their report has been thoroughly canvassed, and ac-
cepted in joint session of said committees, and now presented as a
correct statement of the matter embraced therein.

C. W. MARSH,
A. B. NICHOLSON,
JOHN EARLY,
MICHAEL DONAHUE,
ALEXANDER STARNE,
S. K. GIBSON,
JOHN JACKSON.

SPRINGFIELD, ILL., Feb. 13, 1871.

To HON. C. W. MARSH AND HON. W. C. WATKINS,
*Chairmen of Senate and House Committees
on Public Buildings and Grounds :*

GENTLEMEN—After a full and careful examination of the books, papers, proposals and contracts pertaining to the new State House, and the laws in reference to the erection of the new State House, placed in our hands by you, we would respectfully submit the following :

We have examined and compared all advertisements for proposals ; also all proposals received and contracts made since November 30, 1868. We find, by this comparison, that the advertisements for proposals exactly conform to the requirements of section 2 of the supplemental act, approved February 27, 1867. We find, also, that the published report of the commissioners, for 1869 and 1870, showing each separate proposal and the parties to whom the contracts were awarded, exactly agrees with the original papers on file in the office of the Secretary of State. For details we would respectfully refer you to said printed report.

We have thoroughly examined the books, receipts, bills, etc., from November 30, 1868, to November 30, 1870, with direct reference to the disbursements by the commissioners, under the last law and since the action of the last General Assembly on this subject, and find them correct. We ask your attention to a statement, hereto attached, showing the total amount expended on new State House, from the beginning, and the several items for which said expenditures were made :

Amount expended to Nov. 30, 1868.....	\$329,329 42
Amount expended from Nov. 30, 1868, to Nov. 30, 1869.....	197,330 23
Amount expended from Nov. 30, 1869, to Nov. 30, 1870.....	278,543 43
<hr/>	
Total amount expended to Nov. 30, 1870.....	\$805,203 08

The above total amount we find subdivided as follows :

For foundation	\$465,686 67
“ commissioners pay (see analysis “A”).....	24,395 00
“ salaries, including secretary to commissioners (see analysis “B”).....	20,100 15
“ architects, including \$5000 for extra plans (see analysis “C”)....	21,618 98
“ advertising for plans and proposals.....	4,105 70
“ stationery.....	629 55
“ office expenses, \$1490 rent included.....	2,547 14
“ traveling expenses, \$47 to architect.....	1,043 17
“ postage	165 12
Incidentals :	
Charged in foundation.....	342 98
Total since books were opened.....	\$2,098 79
<hr/>	
	1,755 81
Legal expenses :	
Palmer & Hay.....	\$1,250
C. Beckwith.....	2,500
Stuart, Edwards & Co.....	1,250
<hr/>	
	5,000 00
For premium, paid for original plans.....	3,000 00
“ railroad track to grounds and around building.....	1,000 00
“ excavation, since foundation.....	167 40
“ dimension stone, paid penitentiary.....	109,452 98
“ laying concrete.....	2,490 90
“ cutting stone.....	61,709 91

For stone masonry	\$15,289 75
" brick masonry	72,068 89
" sewerage	9 20
" water	783 28
" lumber	509 74
" penitentiary, owes State	689 90
Total	<hr/> \$814,165 74
Percentage retained on contracts:	
Barnard & Gowen	\$8,810 32
J. W. Smith	50 97
John H. Miller	101 87
	<hr/> 8,962 66
	<hr/> \$805,203 08

We certify the above is correct.

In conclusion we would add that we have examined the contracts now in force, and give it as our opinion that they are well and carefully drawn.

JOHN SYME,
THOMAS F. MITCHELL.

Which was referred to the committee on finance.

Mr. Nicholson moved to reconsider the vote by which Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others without leave," was lost.

On motion,

Unanimous consent was given Mr. Fuller to enter his vote in favor, and Mr. Voris to enter his vote against, the passage of Senate bill No. 62.

Mr. Alexander moved to take up his motion to reconsider the vote by which the amendment, offered by Mr. Langley, to Senate bill No. 27, was adopted.

Pending the consideration of Mr. Alexander's motion,

At 12:32 o'clock P. M.,

On motion of Mr. Donahue,
The Senate adjourned.

WEDNESDAY, FEBRUARY 15, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Joiner.

The journal of yesterday was being read, when,

On motion of Mr. Little,

The further reading of the same was dispensed with.

Mr. Little asked leave of absence for Mr. Snapp; which was granted.

The rules were unanimously suspended, and

Mr. Beveridge called up

Senate bill, No. 2, for "An act providing for the payment, by the county of Cook, of further compensation to the judges of the circuit

and superior courts, and the State's attorney of said county, respectively."

The question being upon ordering the bill to be engrossed and printed for a third reading,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows :

{ Yeas	17
{ Nays	11

Those voting in the affirmative are,

**Messrs. Beveridge,
Boyd,
Casey,
Dore,
Early,
Edsall.**

**Messrs. Gibson,
Hunter,
Jackson,
Jewett,
Kerr,
Lanning.**

**Messrs. Marsh,
Reddick,
Starne,
Van Dorston,
Vaughn.**

Those voting in the negative are,

**Messrs. Fuller,
Hampton,
Holcomb,
Little,**

**Messrs. Nicholson,
Pierce,
Tincher,
Underwood.**

**Messrs. Whiting,
Wilkinson,
Woodard.**

So the bill was ordered engrossed and printed for a third reading.

Mr. Casey presented a communication, in the nature of a petition, relative to Southern Illinois Penitentiary; which was

Referred to the committee on penal institutions.

Mr. VanDorston, from the committee on judiciary, to which was referred Senate bill, No. 138, for "An act to provide for holding special terms of circuit courts," reported the same back, and recommended its passage.

The bill was read at large a second time.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 150, for "An act to enable towns and villages in this State, having commons, to grant and alienate the same," reported the same back, and recommended its passage.

The bill was read at large a second time.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

Mr. Boyd, from the committee on judiciary, to which was referred a report of the commissioners on revision, introduced

Senate bill, No. 98, for "An act concerning jurors."

Which was read at large a first time.

Mr. Tiucher offered an amendment.

Mr. Kerr offered an amendment.

Mr. Hampton offered an amendment.

The bill and amendments were

Referred to the committee on judiciary.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 43, for "An act to repeal an act entitled 'an act to change the time of electing certain officers in a county therein named.'"

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Fuller, from the committee on railroads and warehouses, introduced

Senate bill, No. 164, for "An act concerning public warehouses and the inspection and storage of grain."

Pending the first reading of the bill,

At 10 o'clock A. M., the President announced the special order being the consideration of

Senate bill, No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois river."

The special order was then taken up, and the bill read at large a second time.

Mr. Edsall offered the following amendment; which, by unanimous consent, was adopted:

Insert "three" instead of "two," in 8th line of 1st section.

Mr. Starne offered the following amendment; which was adopted:

Amend section 18, in 3d line, by inserting "not less than" after the word "at."

Mr. Dore offered the following amendment; which was adopted:

Section 1, line 5, strike out "hold his office," and insert "shall be appointed." Also, strike out in 6th and 7th lines, "said commissioners, when appointed, shall determine their respective terms of office by lot."

Mr. Dore offered the following amendment; which was adopted:

Section 2, after the word "treasurer" in second line, insert "and one to be secretary," and strike out remainder of the sentence after the word treasurer, in 3d line.

Mr. Dore offered the following amendment:

Section 4. Strike out first line and second line to the word "and," and insert instead, "each of said commissioners shall receive two thousand (2,000) dollars per annum, payable quarterly, and no other allowance or emoluments whatever, directly or indirectly, for any purpose whatever."

Mr. Tincher offered the following amendment to the amendment:

Strike out "two thousand" and insert "fifteen hundred."

The question being upon the adoption of the amendment to the amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 16
Nays..... 18

Those voting in the affirmative are,

Messrs. Boyd,
Donahue,
Epler,
Holcomb,
Jackson,
Little,

Messrs. Nicholson,
Pierce,
Richardson,
Starne,
Tincher,

Messrs. Underwood,
Van Dorston,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Beveridge,	Messrs. Gibson,	Messrs. Marsh,
Casey,	Hampton,	Reddick,
Dore,	Hunter,	Shephard,
Early,	Jewett,	Strevell,
Edsall,	Kerr,	Vaughn,
Fuller,	Lanning,	Whiting.

So the amendment to the amendment was not adopted.

Mr. Starne offered the following amendment to the amendment :
"Said salaries to be paid out of the revenues of the canal."

The question being upon the adoption of the amendment to the amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows :
 { Yeas 8
 { Nays 26

Those voting in the affirmative are,

Messrs. Casey,	Messrs. Little,	Messrs. Underwood,
Holcomb,	Starne,	Van Dorston.
Jackson,	Tincher,	

Those voting in the negative are,

Messrs. Beveridge,	Messrs. Hampton,	Messrs. Richardson,
Boyd,	Hunter,	Shephard,
Donahue,	Jewett,	Strevell,
Dore,	Kerr,	Vaughn,
Early,	Lanning,	Whiting,
Edsall,	Marsh,	Wilkinson,
Epler,	Nicholson,	Williams,
Fuller,	Pierce,	Woodard.
Gibson,	Reddick,	

So the amendment to the amendment was not adopted.

Mr. Van Dorston asked leave of absence for Mr Alexander ; which was granted.

The question being upon the adoption of the amendment offered by Mr. Dore, the amendment was adopted.

Mr. Little offered the following amendment :

Amend section 9, by adding, "also, there shall be appropriated out of the State treasury, the sum of \$100,000 to build a lock and dam on the Galena river, to be constructed by said commissioners."

Mr. Underwood offered the following amendment to the amendment offered by Mr. Little:

Amend the amendment by adding, "also \$50,000 for the improvement of the navigation of the Kaskaskia river, under the supervision of said commissioners."

On motion of Mr. Shephard,

The debate on the pending amendments was closed, and the amendment to the amendment was lost.

The question being upon the adoption of Mr. Little's amendment, the amendment was lost.

Mr. Underwood offered the following amendment; which was adopted :

Amend by striking out of section 4, in line 3, all after the word "removal," and insert "as provided in the constitution."

Mr. Edsall offered the following amendment :

Amend section —, by striking out all after the word “improvements,” in the 4th line, to the word “any” in the 8th line, and insert the following : “The said commissioners shall hold their offices until the next biennial session of the General Assembly, after their appointment and confirmation, and until their successors are appointed and qualified.”

On motion of Mr. Fuller,

The bill and amendments were referred to the committee on finance.

On motion of Mr. Whiting,

The rules were suspended, and

Mr. Whiting offered the following resolution ; which was adopted :

Resolved, That Hon. T. B. Stebbins, of Michigan, be granted the use of this chamber for Friday evening, to deliver a lecture on Technical education, as requested by Woolen Manufacturers' Association of the West and South.

At 12:23 o'clock P. M.,

On motion of Mr. Little,
The Senate adjourned.

THURSDAY, FEBRUARY 16, 1871.

Senate met, pursuant to adjournment.

Prayer by the Rev. Albert Hale.

The journal of yesterday was being read, when,

On motion of Mr. Pierce,

The further reading of the same was dispensed with.

The President announced there was not a quorum present.

On motion of Mr. Tincher,

The Senate adjourned until 9:30 o'clock A. M.

HALF-PAST NINE O'CLOCK, A. M.

Senate met, pursuant to adjournment.

Mr. Underwood presented a petition concerning amendments to the criminal code ; which was

Referred to the committee on judiciary.

Mr. Underwood presented a petition concerning cattle at large ; which was

Referred to the committee on agriculture and drainage.

Mr. Strevell presented a petition concerning warehouses and warehousemen ; which was

Referred to the committee on railroads and warehouses.

Mr. Bangs, from the committee on judiciary, to which was referred Senate bill, No. 23, for “An act to equalize the judicial circuits of the State,” reported the same back by substitute, and recommended the passage of the substitute.

The bill was read at large a second time.

Mr. Reddick offered the following amendment; which was adopted:
Amend by adding "Kendall" to the 2nd circuit.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the Speaker of the House of Representatives has appointed, on the part of the House of Representatives, the following members of the joint committee, to inquire into the disposition of funds appropriated for the improvement of the Illinois River and also of the Little Wabash River, viz: Messrs. Derrickson, Daniels and Fouke.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolutions, to-wit:

WHEREAS a memorial is now pending before Congress, asking indemnity and remuneration for Joseph J. Petrie, of Crawford county, Illinois, for services rendered and expenses incurred by him in conducting two expeditions in the depth of winter, in the years 1849 and 1850, from the Sacramento Valley, in the State of California, into the mountains, on the waters of Deer Creek, resulting in the deliverance of over seventy emigrants, men, women and children, who, but for his generous humanity, would have met a miserable death from privation and exposure; and whereas the Legislature of California has addressed resolutions to Congress, respectfully urging the claim of said memorialist in the premises; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress be instructed and our Representatives be requested to use all necessary and honorable efforts to secure an early and favorable consideration by Congress of the memorial of the said Joseph J. Petrie, for the services rendered and expenses incurred by him, as aforesaid, whereby men, women and children were rescued from a horrible death and from privation and suffering of the most revolting character.

Resolved, That the Governor be requested to forward to each of our Senators and Representatives in Congress a copy of these resolutions.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Bangs, from the committee on judiciary, to which was referred Senate bill, No. 65, for "An act to change the name of the recorder's court of the city of Peru, and define its jurisdiction," reported the same back, and recommended that the bill be read a first time.

The bill was read at large a first time, and

Ordered to a second reading.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 13, for "An act providing for the purchase of certain copies of law text books for the use of the State, compiled from the Illinois Statutes and Reports," reported the same back, and recommended that the bill be laid on the table indefinitely.

The report of the committee was concurred in, and the bill

Laid on the table indefinitely.

Mr. Boyd, from the committee on judiciary, to which was referred a report of the commissioners on revision, introduced

Senate bill, No. 165, for "An act in regard to contracts,"

And recommended that the bill be read a first time.

The report of the committee was concurred in, the bill read at large a first time, and

Ordered to a second reading, and 300 copies ordered printed.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed, to-wit:

Senate bill, No. 61, for "An act to fix the number of employees of the 27th General Assembly, and the compensation of the same."

Senate bill, No. 188, for "An act to provide for holding special terms of circuit courts."

Senate bill, No. 150, for "An act to enable towns and villages in this State, having commons, to grant and alienate the same."

Senate bill, No. 2, for "An act providing for the payment by the county of Cook of further compensation to the judges of the circuit and superior courts and the State's Attorney of said county, respectively."

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the Report of the Commissioners of the Southern Illinois Insane Asylum, for the years 1869 and 1870.

Mr. Fuller, from the committee on railroads and warehouses, called up

Senate bill, No. 164, for "An act concerning public warehouses and the inspection and storage of grain."

Which was read at large a first time, and,

On motion of Mr. Fuller,

Ordered to a second reading, and 500 copies ordered printed.

On motion of Mr. Pierce,

Leave of absence was granted to the committee on state charitable institutions, for Friday and Saturday next.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit:

Senate bill, No. 125, for "An act in regard to a reform school for juvenile offenders."

Mr. Fuller, from the committee on railroads and warehouses, reported

Senate bill, No. 166, for "An act to prevent unjust discrimination and extortions in the rates to be charged by the different railroads in this State, for the transportation of freight on said roads."

Which was read at large a first time, and,

On motion of Mr. Fuller,

Ordered to a second reading, and 500 copies ordered printed.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 17, for "An act to regulate the manner of applying for reprieves, commutations and pardons," reported the same back, with an amendment, and recommended the passage of the bill as amended.

The report of the committee was concurred in, and the bill

Was read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Mr. Woodard, from the committee on federal relations, to which was referred a resolution relating to importation of stock, reported the

same back, with recommendation that the resolution be laid on the table until the 4th of July, 1872.

On motion of Mr. Tincher,

The resolution was recommitted to the committee on federal relations.

The rules being suspended,

Mr. Langley offered a petition, relating to boards of trade, inspectors and weighmasters; which was

Referred to the committee on railroads and warehouses.

Mr. Bangs offered the following resolution :

WHEREAS the great and rapidly increasing business of this State demands increased facilities for the administration of justice, particularly in the Federal Courts; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That our Senators in Congress are instructed, and our Representatives are requested, to use all their influence to procure the passage of a law of Congress creating a new district for judicial purposes in the State of Illinois, in that part of the State including the county of Peoria and such other counties in that vicinity as will be best accommodated in such district.

Mr. Bangs moved that the rules be suspended for the purpose of considering the resolution.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 22
Nays 17

Those voting in the affirmative are,

Messrs. Bangs,
Dore,
Early,
Epler,
Fuller,
Hampton,
Jackson,
Jewett.

Messrs. Kerr,
Landrigan,
Lanning,
Marsh,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Starne,
Strevell,
Vaughn,
Voris,
Whiting,
Williams.

Those voting in the negative are,

Messrs. Bishop,
Casey,
Donahue,
Edsall,
Flagg,
Gibson,

Messrs. Holcomb,
Hunter,
Langley,
Little,
Pierce,
Snapp,

Messrs. Tincher,
Underwood,
Washburn,
Wilkinson,
Woodard.

So the Senate refused to suspend the rules.

The resolution was laid over, under the rule.

Mr. Washburn offered the following resolution :

WHEREAS, the Illinois State Journal, the official paper of the State, has publicly announced that the reporter of each of the following newspapers, to-wit: Chicago Post, Chicago Journal, Chicago Times and Chicago Tribune, have each been appointed to a clerkship of a standing committee of this General Assembly, and are drawing pay from the State Treasury at the rate of five dollars per day; and whereas, it does not appear that there is any imperative necessity for a clerk for any committee of the Senate; therefore, be it

Resolved, That the clerks of committees, heretofore appointed, be and they are hereby discharged from service, from and after the 24th day of February, 1871; and that they go hence without day.

Mr. Washburn moved to suspend the rules for the consideration of the resolution.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 30
Nays 8

Those voting in the affirmative are,

Messrs. Bangs,
Bishop,
Bush,
Casey,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Holcomb,
Hunter,
Jackson,
Landrigan,
Langley,
Lanning,
Little,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Starne,
Tincher,
Underwood,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Donahue,
Dore,
Jewett,

Messrs. Kerr,
Marsh,
Strevell,

Messrs. Vaughn,
Woodard.

So the rules were suspended.

Mr. Tincher offered the following resolution as a substitute; which was accepted by Mr. Washburn:

Resolved, That, in the judgment of this Senate, on and after the 24th inst. clerks of committees will not be necessary; and at that date all pay shall cease for such service.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS there are near 400 copies of the Adjutant General's Reports now in his office, which have been paid for by the State, subject to distribution; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That one copy of the Adjutant General's Report (1865 and 1866) be distributed to each member of the Twenty-seventh General Assembly, and their elective officers, and that the Adjutant General is hereby directed to forward the same in accordance with their instructions.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Pending the consideration of the substitute to the resolution,

Mr. Dore moved that the Senate adjourn.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 30
Nays 8

Those voting in the affirmative are,

Messrs. Bangs,
Boyd,
Donahue,
Dore,
Early,
Edsall,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,

Messrs. Pierce,
Richardson,
Snapp,
Underwood,
Vaughn,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Bush,
Reddick,

Messrs. Shephard,
Starne,
Strevell,

Messrs. Tincher,
Washburn.

So the Senate, at 12:34 o'clock P. M., adjourned.

FRIDAY, FEBRUARY 17, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Pierce.

The journal of yesterday was being read, when,

On motion of Mr. Strevell,

The further reading of the same was dispensed with.

On motion of Mr. Flagg,

The rules were suspended, and

Mr. Flagg offered the following resolution :

Resolved, That when the Senate adjourns to-day it adjourn till Monday, at 3 o'clock P. M.

The question being on the adoption of the resolution,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas. 27
Nays. 8

Those voting in the affirmative are,

Messrs. Bangs,
Bishop,
Boyd,
Crawford,
Casey,
Dore,
Early,
Flagg,
Hampton,

Messrs. Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Reddick,
Richardson,
Senter,

Messrs. Starne,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Washburn,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Edsall,
Gibson,

Messrs. Jackson,
Shephard,
Snapp,

Messrs. Strevell,
Voris.

So the resolution was adopted.

Mr. Shephard asked leave of absence for Mr. Marsh, until Wednesday next; which was granted.

Mr. Little asked leave of absence for Mr. Hunter, until Monday next, on account of sickness; which was granted.

Mr. Whiting asked leave of absence for Mr. Nicholson, until Tuesday next; which was granted.

Mr. Voris asked leave of absence for Mr. Solomon, on account of sickness; which was granted.

On motion of Mr. Williams,

The rules were suspended, and

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule

of the constitution, to provide for payment thereof, and validitating acts of said city relating thereto," was taken up.

The question being upon the motion of Mr. Alexander, to reconsider the vote by which the amendment offered by Mr. Langley was adopted,

Pending the consideration of Mr. Alexander's motion, Mr. Van Dorston moved to adjourn.

And the yeas and nays being demanded,

It was decided in the negative, as follows:

Years.....	10
Days.....	23

Those voting in the affirmative are,

**Messrs. Banga,
Edsall,
Hampton,
Kerr,**

**Messrs. Landrigan,
Little,
Snapp,**

**Messrs. Tincher,
Underwood,
Van Dorston.**

Those voting in the negative are,

**Messrs. Alexander,
Bishop,
Boyd,
Crawford,
Casey,
Early,
Fuller,
Gibson,**

**Messrs. Holcomb,
Jackson,
Langley,
Lanning,
Pierce,
Richardson,
Senter,
Shepherd,**

**Messrs. Starne,
Strevell,
Vaughn,
Voris,
Washburn,
Whiting,
Williams.**

So the Senate refused to adjourn.

The question being upon the motion of Mr. Alexander, to reconsider the vote by which the amendment offered by Mr. Langley, was adopted,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....22
Nays.....11

Those voting in the affirmative are,

**Messrs. Alexander,
Bangs,
Boyd,
Casey,
Edsall,
Fuller,
Gibson,
Hampton,**

**Messrs. Kerr,
Landrigan,
Lanning,
Pierce,
Senter,
Shephard,
Snapp,**

**Messrs. Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Whiting,
Williams.**

Those voting in the negative arc,

**Messrs. Bishop,
Crawford,
Early,
Holcomb.**

**Messrs. Jackson,
Langley,
Little,
Richardson.**

**Messrs. Starne,
Strevell,
Washburn.**

So the motion to reconsider was agreed to.

Mr. Fuller asked and obtained leave of absence until Thursday next, on account of sickness in his family.

The rules were suspended, and

Mr. Tincher offered the following resolution ; which was adopted :

Resolved, That the architects of the Southern Illinois Normal University, and Insane Asylum, be and they are hereby requested to be present during the visitation of the committee on public buildings at Carbondale and Anna.

The President laid before the Senate the following report of the Judge of the Twenty-seventh Judicial Circuit :

HON. JOHN DOUGHERTY, *President of the Senate* :

SIR:—I enclose, to be laid before the Senate of the State of Illinois, a report made in compliance with the requirements of the constitution, as therein stated.

Very respectfully,
Your obedient servant,

JAMES STEELE.

To the General Assembly of the State of Illinois :

The undersigned, Judge of the Twenty-seventh Judicial Circuit, in said State, in compliance with the requirements of section 81, of article 6, of the constitution, has the honor to report that court has been held in the several counties of said circuit as follows, to-wit :

In the county of Coles during the year	1869.....	55 days
“ “ “ “	1870.....	58 “
“ “ Douglas “	1869.....	16 “
“ “ “ “	1870.....	16 “
“ “ Edgar “	1869.....	30 “
“ “ “ “	1870.....	47 “
“ “ Vermilion “	1869.....	47 “
“ “ “ “	1870.....	55 “
Total.....		324 days.

Respectfully submitted, this 15th day of February, A. D. 1871.
JAMES STEELE.

Mr. Langley moved that the Senate adjourn.
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 16
Nays..... 15

Those voting in the affirmative are,

Messrs. Bangs, Bishop, Casey, Hampton, Holcomb, Jackson,	Messrs. Kerr, Landrigan, Lanning, Richardson, Snapp,	Messrs. Starne, Tincher, Van Dorston, Washburn, Williams.
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Those voting in the negative are,

Messrs. Alexander, Boyd, Crawford, Early, Edsall,	Messrs. Fuller, Gibson, Langley, Pierce, Senter,	Messrs. Shephard, Strevell, Underwood, Vaughn, Whiting.
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So the Senate, at 1:10 o'clock P. M., adjourned until 3 o'clock P. M. on Monday next.

MONDAY, FEBRUARY 20, 1871.

Senate met, pursuant to adjournment.
The President and President *pro tempore* being absent,
On motion of Mr. Flagg,
Mr. Boyd was called to the Chair.

Prayer by the Rev. Mr. Crane.

The journal of Friday was being read, when,

On motion of Mr. Kerr,

The further reading of the same was dispensed with.

At 3:15 o'clock P. M.,

On motion of Mr. Kerr,

The Senate adjourned until 10 o'clock to-morrow morning.

TUESDAY, FEBRUARY 21, 1871.

Senate met, pursuant to adjournment.

The President and President *pro tempore* being absent, the Senate was called to order by Mr. Tincher.

On motion of Mr. Strevell,

Mr. Beveridge was chosen President *pro tempore* of the Senate.

Prayer by Rev. Dr. Gregg.

The journal of yesterday was read by the Secretary.

Mr. Harlan presented a petition, relative to town officers in counties having adopted township organization; which was

Referred to the committee on counties and township organization.

Mr. Flagg presented a petition, relative to the school law; which was

Referred to the committee on education.

Mr. Bush presented a petition, relative to special assessments in Pittsfield; which was

Referred to the committee on revenue.

Mr. Edsall presented a petition, from supervisors of Lee county, relative to the time of assessment and collection of taxes; which was

Referred to the committee on revenue.

Mr. Underwood presented a petition, relative to the school law; which was

Referred to the committee on education.

Mr. Underwood presented a petition, relative to cattle running at large; which was

Referred to the committee on agriculture and drainage.

Mr. Woodard, from the committee on education, to which was referred Senate bill, No. 42, for "An act to repeal an act entitled 'an act to consolidate certain townships for school purposes in the county of Cook,' approved March 29, 1869, and for the equitable division of the school funds and property of said townships," reported the same back and recommended its passage.

The report of the committee was concurred in, the bill read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit :

Senate bill, No. 17, for "An act to regulate the manner of applying for reprieves, commutations and pardons."

Mr. Flagg, from the committee on domestic relations, to which was referred Senate bill, No. 34, for "An act in relation to married women," reported the same back, and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill
Laid on the table.

Mr. Flagg, from the committee on domestic relations, to which was referred Senate bill, No. 153, for "An act to extend the rights and privileges of women," reported the same back, and recommended that it be ordered to a second reading.

The report of the committee was concurred in, and the bill
Ordered to a second reading, and 250 copies ordered printed.

Mr. Starne introduced

Senate bill, No. 167, for "An act to transfer railroad subscriptions."
Which was read at large a first time, and
Referred to the committee on judiciary.

Mr. McNulta introduced

Senate bill, No. 168, for "An act to appropriate money to the State Normal University for the next two years."
Which was read at large a first time.

Mr. Senter offered an amendment.

The bill and amendment was
Referred to the committee on education.

Mr. Voris introduced

Senate bill, No. 169, for "An act to amend section two of an act entitled 'an act to locate, construct and carry on the Illinois Southern Penitentiary,' approved February 23, 1867."

Which was read at large a first time, and
Referred to the committee on penal institutions.

Mr. Landrigan introduced

Senate bill, No. 170, for "An act to repeal so much of an act entitled 'an act to locate, erect and carry on an Asylum for the Insane,' approved April 10, 1869, as requires compensation for cure and board of patients."

Which was read at large a first time, and
Referred to the committee on state charitable institutions.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a supplemental report from the Board of Commissioners of Public Charities, to-wit :

BOARD PUBLIC CHARITIES, SECRETARY'S OFFICE,
SPRINGFIELD, *February* 10, 1871.

HON. JOHN M. PALMER,

Governor of the State of Illinois:

The subjoined account of the action taken by the Board of State Commissioners of Public Charities, at its recent meeting in this city, February 8th, 9th and 10th, is transmitted to you by their order. The commissioners present were Elmer Baldwin, John A. McCord and George S. Robinson.

On the 8th of February the board met in joint session with the Trustees of the Southern Normal University. On the day following, the commissioners went to Jacksonville, to examine the water works erected by the Trustees of the Institution for the Education of the Deaf and Dumb, and returned to Springfield, when the following minute was ordered to be entered upon the records and a copy sent to the Governor.

The board first adopted a statement of facts, upon which the action taken by it is based, viz :

1. Three of the institutions at Jacksonville ask for appropriations of money with which to erect buildings, amounting in the aggregate to \$437,000. Of this amount, the Institution for the Education of the Deaf and Dumb asks for \$162,000 ; the Institution for the Education of the Blind \$125,000 ; and the School for Idiots and Feeble-minded Children for \$150,000.

2. The statements made in the report of this board to the Governor, December 15, 1870, with reference to the water supply at Jacksonville, are true, and can be substantiated, if necessary, by sworn testimony.

3. After viewing and inspecting the water works, erected by the Trustees of the Institution for the Education of the Deaf and Dumb, we are of the opinion that the permanence of the supply thus obtained is questionable.

4. The south wing of the Institution for the Education of the Deaf and Dumb is so dilapidated as to be unsafe ; yet it must be occupied or the institution closed until additional buildings are erected.

5. There are now two hundred and fifty pupils in a building designed to accommodate one hundred and seventy-five.

6. The necessity for some permanent and better provision for the care of idiots in this State, of whom there are more than two thousand, is imperative.

7. The Institution for the Education of the Blind is situated upon ground said to be worth from three to four thousand dollars per acre, and near the point of intersection of four railroads. It is probable that the property, as it stands, would bring its full value if offered for sale.

8. The cost of erecting and furnishing an institution for the education of three hundred deaf mutes, is estimated by us to be from \$275,000 to \$300,000.

After adopting the statement above, a vote was taken upon the question whether the Board of Public Charities is prepared to recom-

mend the granting by the Legislature, at the present session, of the appropriations asked, without waiting to test, by experience, the quality and permanence of the water newly obtained. It was unanimously decided in the negative. A vote was next taken on the question whether the board would recommend the postponement of any action by the General Assembly, in the matter of building, until a subsequent session, in order to afford time for testing the water supply, and resulted in a unanimous expression of the conviction that immediate action is necessary. The board then, by a unanimous vote, resolved, in accordance with section six of the act creating the board, to recommend to the Governor and General Assembly to inquire into the possibility and expediency of selling the property now occupied by the Institution for the Education of the Blind, transferring that institution to the premises now occupied by the Institution for the Education of the Deaf and Dumb, and locating the Institution for the Education of the Deaf and Dumb at some other point.

The reason of this recommendation is that, in the opinion of the board, the course suggested would relieve the State of all doubt as to the permanent efficiency of the Institution for the Education of the Deaf and Dumb; it would protect the State against possible loss, in case a removal should hereafter prove to be necessary; and it would save to the State from twenty to fifty thousand dollars in cash, upon the original cost of making adequate provision for the deaf and dumb and for the blind, besides diminishing the subsequent annual current expenses.

With regard to the School for Idiots and Feeble-minded Children the board can only reiterate the recommendation on page 255 of its first biennial report.

On the 10th of February the board carefully reconsidered its action concerning the Southern Normal University, recorded on page 4 of the statement transmitted to the Governor, December 20, 1870, and decided that it can make no other recommendation at present.

I have the honor to remain,

Very respectfully, sir,

Your obedient servant,

FRED. H. WINES,
Secretary.

Mr. Flagg introduced

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois."

Which was read at large a first time, and

Referred to the committee on agriculture and drainage.

Mr. Snapp introduced

Senate bill, No. 172, for "An act to require counties to pay the expenses of the trial of suits which originated in the proper county and are removed by change of venue to some other county."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Hampton introduced

Senate bill, No. 173, for "An act to repeal an act therein named."

Which was read at large a first time.

Mr. Kerr moved to lay the bill on the table; which motion was lost.

The bill was then

Referred to the committee on fees and salaries.

Mr. Jewett introduced

Senate bill, No. 174, for "An act to fix the times and places of holding the Supreme Court."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Jewett introduced

Senate bill, No. 175, for "An act concerning depositions."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Kerr introduced

Senate bill, No. 176, for "An act for the protection of fish in the Illinois River."

Which was read at large a first time.

Mr. Kerr moved that the bill be referred to the committee on agriculture and drainage.

On motion of Mr. Nicholson,

The bill was laid on the table.

Mr. Underwood introduced

Senate bill, No. 177, for "An act to punish officers for collecting or receiving illegal fees."

Which was read at large a first time, and

Referred to the committee on judiciary.

Senate bill, No. 125, for "An act in regard to a reform school for juvenile offenders,"

Was taken up, and the bill having been printed, was read at large a third time.

Mr. Boyd moved to recommit the bill to the committee on reformatory institutions.

Pending the consideration of Mr. Boyd's motion,

At 12:32 o'clock P. M.,

On motion of Mr. Snapp,

The Senate adjourned.

WEDNESDAY, FEBRUARY 22, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Keller.

The journal of yesterday was being read, when,

On motion of Mr. Voris,
The further reading of the same was dispensed with,

Mr. Underwood presented a petition relative to a repeal of a certain law affecting a certain school district in St. Clair county ; which was Referred to the committee on education.

Mr. Underwood presented a petition relative to nurserymen ; which was Referred to the committee on judiciary.

Mr. Alexander asked leave of absence for E. H. Griggs, Secretary of the Senate, for the remainder of this week ; which was granted.

The President laid before the Senate the following communication ; which, with the accompanying petition, was referred to the committee on federal relations :

NEW YORK, *February* 16, 1871.

To the Senate and House of Representatives of the State of Illinois:

We, the undersigned, representing the National Land Reform Association, would respectfully call the attention of your honorable body to the subject matter of the accompanying petition, and if it should meet the views of a majority of the members, we would ask you to remonstrate with our National Congress, against the absorption of our public domain by further encroachments in the form of land grants to corporations and railroad companies. The Legislatures of Ohio and Michigan have already instructed their Representatives in Congress to oppose all measures tending to alienate the Nation's lands from the people, and we would respectfully suggest that your body take such action thereon as in your judgment may be deemed wise and proper.

By order of the Executive Committee.

HENRY BURNEY, *Secretary.*

On motion of Mr. Richardson,

The rules were suspended, for the purpose of taking up Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto," and the amendment offered thereto by Mr. Langley.

Mr. McNulta offered the following amendment to the amendment, offered by Mr. Langley:

"*And, provided, further,* That it shall be the duty of the Common Council of the city of Quincy, as soon as may be after the passage of this act, to call an election in said city, having given at least ten days' notice, which election shall be held and conducted under the same laws and rules regulating the election of Mayor of that city, when the legal voters of said city shall vote for the issuing of the bonds, or against the issuing of the bonds; and if it shall appear, upon a canvass of said vote, that a majority of all legal votes cast shall be in favor of and for the issuing of the bonds, then this act shall be in force and take effect. But if upon said canvass it shall appear that a majority of all legal votes cast shall not be in favor of and for the issuing of said bonds, shall not go into force or have any effect whatever; but the

same, and every part thereof, shall be wholly null and void : *Provided, further*, that all frauds, perjuries, misfeasance, or malfeasance, shall be punished under the election laws of this State."

Mr. Tincher moved to close the debate upon pending amendments.
And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 27
Nays 18

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Casey,
Dore,
Edsall,
Epler,
Gibson,

Messrs. Hampton,
Harlan,
Hunter,
Jewett,
Landrigan,
Lanning,
Little,
Nicholson,
Pierce,

Messrs. Reddick,
Senter,
Snapp,
Tincher,
Van Dorston,
Vaughn,
Voris,
Whiting,
Williams.

Those voting in the negative are,

Messrs. Bush,
Crawford,
Donahue,
Early,
Flagg,
Holcomb,

Messrs. Jackson,
Kerr,
Langley,
McNulta,
Richardson,
Shephard,

Messrs. Starne.
Strevell,
Underwood,
Washburn,
Wilkinson,
Woodard.

So the debate was closed.

The question then being upon the adoption of the amendment to the amendment, the amendment was lost.

The question then being upon the adoption of the amendment offered by Mr. Langley,

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas 17
Nays 28

Those voting in the affirmative are,

Messrs. Bush,
Crawford,
Donahue,
Early,
Edsall,
Harlan,

Messrs. Holcomb,
Jackson,
Langley,
Little,
McNulta,
Richardson,

Messrs. Starne,
Strevell,
Washburn,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Casey,
Dore,
Epler,
Flagg,
Gibson,
Hampton,

Messrs. Hunter,
Jewett,
Kerr,
Landrigan,
Lanning,
Nicholson,
Pierce,
Reddick,
Senter,

Messrs. Shephard,
Snapp,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Whiting,
Williams.

So the amendment was not adopted.

Mr. Kerr offered the following amendment :

Amend by striking out section 2.

On motion of Mr. Dore,

The debate on the amendment was ordered closed.

The question then being on the adoption of Mr. Kerr's amendment,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas.....25
Nays.....18

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Jewett,	Messrs. Shephard,
Bangs,	Kerr,	Snapp,
Beveridge,	Landrigan,	Tincher,
Boyd,	Lanning,	Underwood,
Dore,	Nicholson,	Vaughn,
Epler,	Pierce,	Voris,
Flagg,	Reddick,	Whiting,
Gibson,	Senter,	Williams.
Hampton,		

Those voting in the negative are,

Messrs. Bush,	Messrs. Holcomb,	Messrs. Richardson,
Crawford,	Hunter,	Starne,
Donahue,	Jackson,	Strevell,
Early,	Langley,	Washburn,
Edsall,	Little,	Wilkinson,
Harlan,	McNulta,	Woodard.

So the amendment was adopted.
Mr. Williams offered the following amendment; which was adopted:
Strike out section 4 of this bill and insert the following:
“Section 4. This act shall take effect and be in force from and after July 1, 1871.”

Mr. Little offered the following amendment:

Amend section 3—strike out the words “seven per centum per annum, payable annually,” where they occur after the word “exceeding,” and insert “eight per centum per annum, payable semi-annually.”

The question being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas26
Nays17

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Hampton,	Messrs. Shephard,
Bangs,	Hunter,	Snapp,
Beveridge,	Jewett,	Tincher,
Boyd,	Kerr,	Underwood,
Bush,	Landrigan,	Vaughn,
Dore,	Lanning,	Voris,
Epler,	Nicholson,	Whiting,
Flagg,	Pierce,	Williams.
Gibson,	Senter,	

Those voting in the negative are,

Messrs. Crawford,	Messrs. Jackson,	Messrs. Starne,
Donahue,	Langley,	Strevell,
Early,	Little,	Washburn,
Edsall,	McNulta,	Wilkinson,
Harlan,	Reddick,	Woodard.
Holcomb,	Richardson,	

So the amendment was adopted.
Mr. Richardson moved that the Senate adjourn.
And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas10
Nays32

Those voting in the affirmative are,

Messrs. Crawford,
Donahue,
Early,
Holcomb,

Messrs. Hunter,
Langley,
Little,

Messrs. McNulta,
Richardson,
Washburn.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Dore,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,

Messrs. Harlan,
Jackson,
Jewett,
Kerr,
Landrigan,
Lanning,
Nicholson,
Pierce,
Reddick,
Senter,
Shephard,

Messrs. Snapp,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate refused to adjourn.

The question being upon ordering the bill engrossed and printed for a third reading,

Mr. Shephard moved the previous question.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 24
Nays 17

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Dore,
Epler,
Flagg,

Messrs. Gibson,
Hampton,
Jewett,
Kerr,
Lanning,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Shephard,
Snapp,
Tincher,
Underwood,
Vaughn,
Voris,
Williams.

Those voting in the negative are,

Messrs. Crawford,
Donahue,
Early,
Edsall,
Harlan,
Holcomb,

Messrs. Hunter,
Jackson,
Langley,
Little,
McNulta,
Richardson,

Messrs. Starne,
Strevell,
Washburn,
Wilkinson,
Woodard.

So the previous question was ordered.

The question being, "Shall the bill be ordered engrossed and printed for a third reading?"

It was decided in the affirmative.

On motion of Mr. Flagg,

Leave of absence was granted the committee on public buildings.

On motion of Mr. Strevell,

The rules were suspended and the following resolution adopted :

WHEREAS the American people are to-day so largely indebted for the civil and religious liberty which they are permitted to enjoy, and for the standing to which they have attained among the nations of the earth, to the wisdom, patriotism and statesmanship of George Washington, the Father of his country; therefore, be it

Resolved, That as a tribute of respect to his memory, and in commemoration of the day of his birth, this Senate do now adjourn.

The Senate, at 1:24 P. M., adjourned.

THURSDAY, FEBRUARY 23, 1871.

The Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Lombard.

The journal of yesterday was being read, when,

On motion of Mr. McNulta,

The further reading of the same was dispensed with.

The President presented the following communication; which was referred to the committee on education:

STATE OF ILLINOIS,
DEP'T OF PUBLIC INSTRUCTION, SUPT'S OFFICE,
SPRINGFIELD, *February 22, 1871.*

HON. JOHN DOUGHERTY, *President of the Senate:*

SIR—I have had the honor to receive a certified copy of the following resolution, passed by the Senate on the 13th inst.:

Resolved, That the Superintendent of Public Instruction be and is hereby requested to furnish the following information for the use of the General Assembly:

1. The number of persons under 21 years of age, in each county, as shown by the returns of school officers for the year 1870.

2. The highest and the lowest rate per cent. of taxation levied by any school district in each county, in the year 1870, for tuition purposes.

3. The average length of time that public schools were taught in each county, in the year ending in 1870.

The information called for in the first and third paragraphs of the above resolution, will be found in the tabular statements herewith respectfully submitted. That called for by the second paragraph can not be furnished in the form requested, inasmuch as the returns of school officers to this office do not give the rate per cent. levied by the several school districts, nor that levied for tuition, separately, but only the average rate for each township, for all school purposes. The highest and lowest average rate per cent. levied for all school purposes, in any township in such county, is therefore given in the accompanying tabular statement, as the nearest approximation that can be made, from the data on file, to what is desired in the said second paragraph.

It may be added, that the whole amount expended in the State in 1870, for tuition, was fifty-seven per cent. of the aggregate amount expended for all school purposes in that year, and the rate in each county was about the same, except when an unusual number of school houses were built. Expenditures for such purposes will account for the large average rate levied in some townships, as shown in the statement.

Very respectfully,

Your obedient servant,

NEWTON BATEMAN,
Superintendent Public Instruction.

STATEMENT.

COUNTIES.	Number of persons under 21 years of age.....	Highest average tax in any township.....	Lowest average tax in any township, for all schools, etc.....	Average term of schools in each county.....
Adams.....	27,998	\$2 25	\$ 25	6.85
Alexander.....	4,898	2 80	50	6.29
Bond.....	7,131	2 00	37½	6.30
Boone.....	6,441	2 00	1 25	6.93
Brown.....	6,909	1 53	50	6.41
Bureau.....	16,845	2 10	33	6.70
Calhoun.....	8,554	2 00	50	5.73
Carroll.....	8,699	2 63	70	6.98
Cass.....	6,108	2 50	1 00	7.50
Champaign.....	16,491	3 50	50	6.48
Christian.....	11,847	3 50	27	6.20
Clark.....	10,572	1 75	35	5.88
Clay.....	8,773	2 07	30	6.10
Clinton.....	8,708	2 50	33	7.31
Coles.....	18,969	3 00	25	6.26
Cook.....	161,332	3 00	20	7.40
Crawford.....	8,387	2 00	46	5.94
Cumberland.....	6,957	1 30	69	5.93
DeKalb.....	11,738	2 77	87	6.71
DeWitt.....	8,560	1 50	54	6.33
Douglas.....	7,570	2 00	47	6.51
Du Page.....	7,937	1 75	60	7.00
Edgar.....	11,885	1 25	12½	5.89
Edwards.....	4,120	2 00	25	5.65
Effingham.....	8,216	2 00	75	5.78
Fayette.....	10,525	1 80	60	6.00
Ford.....	4,554	4 00	42	6.00
Franklin.....	8,056	2 00	50	5.80
Fulton.....	21,166	2 75	66	6.53
Gallatin.....	6,013	2 66	27	5.84
Greene.....	10,505	1 70	60	6.62
Grundy.....	7,848	2 40	12	6.40
Hamilton.....	7,866	1 12½	25	5.47
Hancock.....	20,313	1 75	40	7.15
Hardin.....	3,294	1 50	40	7.50
Henderson.....	6,041	4 32	14	6.48
Henry.....	19,084	1 76	46	6.56
Iroquois.....	18,850	3 00	50	6.44
Jackson.....	10,641	2 00	75	5.83
Jasper.....	7,073	3 00	25	5.94
Jefferson.....	10,193	1 84	34	5.51
Jersey.....	9,116	2 50	50	7.00
Jo Daviess.....	16,453	46	45	6.94
Johnson.....	6,761	1 43	62	5.84
Kane.....	19,620	1 19	50	7.11
Kankakee.....	12,857	3 00	40	5.78
Kendall.....	5,849	1 41	74	6.30
Knox.....	20,240	3 50	70	6.15
Lake.....	11,078	4 50	30	6.26
LaSalle.....	33,005	5 00	25	7.37
Lawrence.....	7,058	2 50	48	6.18
Lee.....	13,696	2 75	1 00	6.66

STATEMENT—Continued.

COUNTIES.	Number of persons under 21 years of age.....
Livingston	17,891
Logan	11,679
Macon	18,424
Macoupin	17,546
Madison	21,824
Marion	11,769
Marshall	8,726
Mason	8,644
Massac	5,125
McDonough	13,789
McHenry	12,263
McLean	26,794
Menard	6,201
Mercer	9,104
Monroe	7,653
Montgomery	12,826
Morgan	14,769
Moultrie	6,225
Ogle	13,988
Peoria	28,627
Perry	6,254
Piatt	6,138
Pike	16,649
Pope	6,776
Pulaski	3,546
Putnam	3,249
Randolph	11,091
Richland	8,067
Rock Island	14,476
Saline	7,750
Sangamon	22,077
Schuyler	8,765
Scott	5,602
Shelby	14,513
Stark	5,014
St. Clair	26,203
Stephenson	16,893
Tazewell	14,959
Union	8,328
Vermilion	16,848
Wabash	4,663
Warren	11,684
Washington	10,441
Wayne	10,752
White	9,655
Whiteside	14,020
Will	21,902
Williamson	9,758
Winnebago	14,470
Woodford	10,917
Total	1,823,092

Mr. Bangs presented a petition concerning the city charter of Marshall, Illinois ; which was

Referred to the committee on municipalities.

Mr. Bangs presented a petition, from citizens of LaSalle county, concerning handling of grain in city of Chicago ; which was

Referred to the committee on railroads and warehouses.

Mr. Underwood presented a petition concerning the running at large of cattle ; which was

Referred to the committee on agriculture and drainage.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 98, for "An act concerning jurors," reported the same back, with an amendment, and recommended the adoption of the amendment.

The report of the committee was concurred in, and the bill

Ordered to a second reading, and 250 copies ordered printed.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 94, for "An act to simplify the forms of pleading," reported the same back, and recommended it lie on table and 250 copies be printed.

The report of the committee was concurred in, and the bill

Ordered to lie on table and 250 copies ordered printed.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 52, for "An act to authorize issues of fact in chancery cases, to be tried by a jury as in common law cases," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on table indefinitely.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 157, for "An act to abolish justices' districts in the city of Chicago, and to regulate the practice of justices of the peace, in cities and elsewhere," reported the same back, and recommended that it lie on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on table.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 48, for "An act relating to justices of the peace in the city of Chicago," reported the same back, and recommended its passage.

Mr. Woodard moved to lay the bill on the table.

And a division being called for, it was decided in the affirmative.

Mr. Tincher, from the committee on expenditures of the general assembly, to which was referred certain resolutions, reported the same back, and recommended that they lie on the table.

The report of the committee was concurred in, and the resolutions

Ordered to lie on the table.

Mr. Edsall, from the committee on municipalities, introduced Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages."

Which was read at large a first time, and

Ordered to a second reading, and 500 copies ordered printed.

Mr. Crawford, from the committee on finance, to which was referred the report concerning the new State House, reported the same back, and recommended that it be referred to the committee on public buildings.

The report of the committee was concurred in, and the report so referred.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 122, for "An act to provide for the early completion of the new State House," reported the same back by substitute, and recommended the passage of the substitute.

Mr. Shephard offered an amendment; which was adopted.

The report of the committee was concurred in, and the substitute

Ordered to be engrossed and printed for a third reading.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit:

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto."

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been properly engrossed, to-wit:

Senate bill, No. 42, for "An act to repeal an act entitled 'an act to consolidate certain townships for school purposes in the county of Cook,' approved March 29, 1869, and for the equitable division of the school funds and property of said townships."

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 88, for "An act appropriating money to pay deficiency of appropriation for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and defray the current expenses of said Hospital, to make repairs and improvements, to procure new boiler, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library," reported the same back with amendments.

On motion of Mr. Epler,

The bill and amendments were referred to the committee on finance.

Mr. Strevell, from the committee on reformatory institutions, to which was referred Senate bill, No. 161, for "An act to create a board of pardon," reported the same back, with amendments, and recommended the adoption of the amendments.

The report of the committee was concurred in, and the bill

Ordered to a second reading and 250 copies ordered printed.

Mr. Strevell, from the committee on reformatory institutions, to which was referred Senate bill, No. 38, for "An act to provide against the evils resulting from the sale of intoxicating liquors," reported the same back.

On motion of Mr. Bangs,

The bill was referred to the committee on domestic relations.

Mr. Marsh, from the committee on public buildings, to which was referred a report concerning the new State House, reported the same back.

On motion of Mr. Edsall,

The report was laid on the table, and 250 copies ordered printed.

Mr. Flagg, from the committee on education, to which was referred Senate bill, No. 155, for "An act to encourage colleges and other seminaries of learning," reported the same back, and recommended that it be referred to the committee on corporations.

The report of the committee was concurred in, and the bill was so referred.

Mr. Flagg, from the committee on education, to which was referred Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University," reported the same back by substitute, and recommended the passage of the substitute.

The report of the committee was concurred in, and the substitute Referred to committee on finance.

Mr. McNulta, from the committee on education, to which was referred Senate bill, No. 168, for "An act to appropriate money to the State Normal University for the next two years," reported the same back by substitute.

On motion of Mr. McNulta,

The bill and substitute was referred to the committee on finance.

Mr. Beveridge, from the committee on apportionment, to which was referred a petition concerning judicial circuits, reported the same back and recommended that it be recommitted to the committee on judiciary.

The report of the committee was concurred in, and the petition Recommitted to the committee on judiciary.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 171, for "An act to create a department of Agriculture in the State of Illinois," reported the same back, with amendments, and recommended the adoption of the amendments.

The report of the committee was concurred in, and the bill

Ordered to a second reading and 250 copies ordered printed.

Mr. Beveridge, from the committee on domestic relations, to which was referred Senate bill, No. 154, for an act relating to the rights and liabilities of husband and wife," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a second reading, and 250 copies ordered printed.

On motion of Mr. Crawford,

The rules were suspended, and the following resolution adopted :

Resolved, That the Secretary of the Senate be authorized to prepare and have printed, a synopsis of Senate and House bills, and their condition, to be corrected twice each week.

On motion of Mr. Pierce,

The rules were suspended, and the following resolution adopted :

WHEREAS, by reason of a fire which occurred in this city this morning, destroying the building occupied by the State Binder, and materially damaging the

building occupied by the State Geologist, whereby certain property of the State is claimed to have been damaged or destroyed; therefore, be it

Resolved by the Senate, the House of Representatives concurring herein, That a committee of five be appointed, two of the Senate and three of the House, to investigate the matter, and report the extent of the said damage or destruction of State property, and also whether any documents which have been destroyed while in the hands of the State Binder will require reprinting.

The President appointed as committee on part of the Senate, Senators Pierce and Hunter.

On motion of Mr. Tinch,er,

The rules were suspended, and

Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State Government heretofore unprovided for,"

Was taken up, and the following amendment, reported by the committee on expenditures of the general assembly, was adopted, to-wit:

Amend section 1, in first line, by inserting "twenty-thousand dollars" in lieu of "sixteen thousand dollars."

The bill was then ordered to a second reading.

Mr. Little introduced

Senate bill, No. 179, for "An act to authorize counties to issue bonds to raise money for county purposes."

Which was read at large a first time, and

Referred to the committee on counties and township organization.

Mr. Woodard introduced

Senate bill, No. 180, for "An act to enable cities to become incorporated under general incorporation law, and to regulate their municipal officers."

On motion of Mr. Boyd,

The bill was laid on the table, and 500 copies ordered printed.

Mr. Little introduced

Senate bill, No. 181, for "An act to authorize cities, townships, school districts, and other municipal corporations, to issue bonds to raise money."

Which was read at large a first time, and

Referred to the committee on counties and township organization.

Mr. Bush introduced

Senate bill, No. 182, for "An act to authorize and empower the copying of the original field notes of the United States surveys of the State of Illinois, transferred from the Surveyor-General's office to the State of Illinois, under an act of Congress of the United States."

Which was read at large a first time, and

Referred to the committee on agriculture and drainage.

Mr. Shephard introduced

Senate bill, No. 183, for "An act to repeal an act entitled 'an act to provide for the appointment of a Board of Commissioners of Public Charities, and defining their duties and powers.'"

Which was read at large a first time, and

Referred to the committee on state charitable institutions.

Mr. Bangs introduced

Senate bill, No. 184, for "An act to provide for and fix the salary of the Judges of the Supreme Court."

Which was read at large a first time.

Mr. Crawford moved to refer the bill to the committee on finance.

On motion of Mr. Lanning,
The previous question was ordered.

The question being, "Shall the bill be committed to the committee on finance?"

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 18
Nays 25

Those voting in the affirmative are,

Messrs. Crawford,	Messrs. Lanning,	Messrs. Tincher,
Flagg,	Little,	Underwood,
Gibson,	Nicholson,	Washburn,
Hampton,	Pierce,	Whiting,
Holcomb,	Shephard,	Wilkinson,
Langley,	Solomon,	Woodard.

Those voting in the negative are,

Messrs. Alexander,	Messrs. Edsall,	Messrs. McNulta,
Bangs,	Epler,	Reddick,
Beveridge,	Hunter,	Richardson,
Boyd,	Jackson,	Senter,
Bush,	Jewett,	Snapp,
Casey,	Kerr,	Strevell,
Donahue,	Landrigan,	Vaughn,
Dore,	Marsh,	Williams.
Early,		

So the Senate refused to commit the bill to the committee on finance.

Mr. Snapp moved to adjourn.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 9
Nays 34

Those voting in the affirmative are,

Messrs. Flagg,	Messrs. Hunter,	Messrs. Snapp,
Gibson,	Little,	Tincher,
Hampton,	Pierce,	Underwood.

Those voting in the negative are,

Messrs. Alexander,	Messrs. Holcomb,	Messrs. Richardson,
Bangs,	Jackson,	Senter,
Beveridge,	Jewett,	Shephard,
Boyd,	Kerr,	Solomon,
Bush,	Landrigan,	Strevell,
Crawford,	Langley,	Vaughn,
Casey,	Lanning,	Washburn.
Donahue,	Marsh,	Whiting,
Dore,	McNulta,	Wilkinson,
Early,	Nicholson,	Williams,
Edsall,	Reddick,	Woodard.
Epler,		

So the Senate refused to adjourn.

The question being on ordering the bill to a second reading, it was ordered.

Mr. Jackson introduced
Senate bill, No. 185, for "An act to provide for the construction of drains, ditches and levees, and other work."

Pending the reading of which,

Mr. Alexander moved to adjourn until 2½ o'clock P. M.

Which motion was lost.

At 12:43 o'clock P. M.,

On motion of Mr. Snapp,
The Senate adjourned.

FRIDAY, FEBRUARY 24, 1871.

The Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The journal of yesterday was being read, when,

On motion of Mr. Jackson,

The further reading of the same was dispensed with.

On motion of Mr. Crawford,

The rules were suspended, and the order of business was taken up where the Senate left off on yesterday.

Senate bill, No. 185, for "An act to provide for the construction of drains, ditches and levees, and other work,"

Was read at large a first time, and

Referred to the committee on agriculture and drainage.

Mr. Snapp introduced

Senate bill, No. 186, for "An act in relation to the Penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet.' "

Which was read at large a first time, and

Ordered to a second reading, and 500 copies ordered printed.

Mr. Solomon introduced

Senate bill, No. 187, for "An act to repeal an act to vacate the town plat of the town of Cummington, in Macoupin county, Illinois."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Whiting introduced

Senate bill, No. 188, for "An act to create the office of Inspector of Coal Mines and to prescribe his powers and duties, and to provide for the health and safety of operative miners."

Which was read at large a first time, and

Referred to the committee on manufactures and mining.

Mr. Epler introduced

Senate bill, No. 189, for "An act for the removal of county seats."

Which was read at large a first time, and

Referred to the committee on counties and township organization.

Mr. Richardson introduced

Senate bill, No. 190, for "An act to provide for the election of county treasurers and county surveyors, and to amend certain acts and parts of acts therein set forth."

Which was read at large a first time, and
Referred to the committee on judiciary.

Mr. Senter introduced

Senate bill, No. 191, for "An act requiring the Secretary of State to make a biennial report of the business of his office."

Which was read at large a first time, and
Referred to the committee on finance.

Mr. McNulta introduced

Senate bill, No. 192, for "An act authorizing railroad companies to change their corporate names."

Which was read at large a first time, and
Referred to the committee on railroads and warehouses.

Mr. Van Dorston introduced

Senate bill, No. 193, for "An act to appoint commissioners to construct and maintain the Southern Illinois Insane Asylum and the Southern Illinois Normal University."

Which was read at large a first time, and
Referred to the committee on public buildings.

Mr. Flagg introduced

Senate bill, No. 194, for "An act to amend section two of an act entitled 'an act to enable counties to establish county normal schools.'"

Which was read at large a first time, and
Referred to the committee on education.

Mr. Boyd introduced

Senate bill, No. 195, for "An act for the appointment of official reporters of proceedings in the courts of Illinois."

Which was read at large a first time, and
Referred to the committee on judiciary.

Mr. Wilkinson introduced

Senate bill, No. 196, for "An act entitled 'an act to provide for the education of disabled soldiers and orphans of deceased soldiers.'"

Which was read at large a first time, and
Referred to the committee on state charitable institutions.

Mr. Boyd introduced

Senate bill, No. 197, for "An act to compel railroad companies to receive and deliver grain, and permit connections so that such delivery can be made of grain and coal."

Which was read at large a first time, and
Referred to the committee on railroads and warehouses.

Senate bill, No. 125, for "An act in regard to a reform school for juvenile offenders,"

Was then taken up.

The question being on the motion to recommit the bill to the committee on reformatory institutions,

It was decided in the negative, as follows :

{	Years.....	6
	Nays	39

**Messrs. Landrigan,
Washburn.**

**Messrs. Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.**

It was decided in the affirmative, as follows :

Yeas.....	35
Nays.....	11

**Messrs. Shephard,
Snapp,
Starne.
Strevell,
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Williams,
Woodard.**

**Messrs. Van Dorston,
Voris,
Washburn.**

Senate bill, No. 122, for "An act to provide for the early completion of the new State House."

Mr. Nicholson called up his motion, entered on Tuesday, 14th February, to reconsider the vote whereby Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave," was lost.

The question being upon reconsidering,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 37
Nays 7

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Crawford,
Casey,
Dore,
Early,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,
Holcomb,
Jackson,

Messrs. Jewett,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Shephard,

Messrs. Snapp,
Solomon,
Starnes,
Strevell,
Tinchier,
Underwood,
Voriss,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Donahue,
Harlan,

Messrs. Hunter,
Little,

Messrs. Van Dorston,
Vaughn.

So the Senate reconsidered the vote.

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows : { Yeas 40
Nays 6

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Casey,
Dore,
Early,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,
Harlan,

Messrs. Holcomb,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Snapp,
Solomon,
Starnes,
Strevell,
Tinchier,
Underwood,
Van Dorston,
Voriss,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Donahue,
Hunter,

Messrs. Lanning,
Little,

Messrs. Vaughn,
Washburn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

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Senate bill, No. 188, for "An act to provide for holding special terms of circuit courts,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....46
Nays.....00

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Holcomb,	Messrs. Shephard,
Bangs,	Jackson,	Snapp,
Beveridge,	Jewett,	Solomon,
Boyd,	Kerr,	Starne,
Bush,	Landrigan,	Strevell,
Crawford,	Langley,	Tincher,
Casey,	Lanning,	Underwood,
Donahue,	Little,	Van Dorston,
Dore,	Marsh,	Vaughn,
Early,	McNulta,	Voris,
Edsall,	Nicholson,	Washburn,
Epler,	Pierce,	Whiting,
Flagg,	Reddick,	Wilkinson,
Gibson,	Richardson,	Williams,
Hampton,	Senter,	Woodard.
Harlan,		

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 150, for "An act to enable towns and villages in this State, having commons, to grant and alienate the same,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas. 45
Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Harlan,	Messrs. Richardson,
Bangs,	Holcomb,	Senter,
Beveridge,	Hunter,	Shephard,
Boyd,	Jackson,	Snapp,
Bush,	Jewett,	Solomon,
Crawford,	Kerr,	Starne,
Casey,	Landrigan,	Strevell,
Donahue,	Langley,	Tincher,
Dore,	Lanning,	Underwood,
Early,	Little,	Vaughn,
Edsall,	Marsh,	Washburn,
Epler,	McNulta,	Whiting,
Flagg,	Nicholson,	Wilkinson,
Gibson,	Pierce,	Williams,
Hampton,	Reddick,	Woodard.

Mr. Voris voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 17, for "An act to regulate the manner of applying for reprieves, commutations and pardons,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 40
Nays..... 6

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Crawford,
Casey,
Dore,
Early,
Edsall,
Epler,
Flagg,
Gibson,
Harlan,

Messrs. Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Snapp,
Starna,
Underwood,
Vaughn,
Voris.
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Donahue,
Hampton,

Messrs. Shephard,
Solomon,

Messrs. Strevell,
Van Dorston.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit:

WHEREAS, by reason of a fire which occurred in this city this morning, destroying the building occupied by the State Binder, and materially damaging the building occupied by the State Geologist, whereby certain property of the State is claimed to have been damaged or destroyed; therefore, be it

Resolved by the Senate, the House of Representatives concurring therein, That a committee of five be appointed, two of the Senate and three of the House, to investigate the matter and report the extent of said damage or destruction of State property, and also whether any documents which have been destroyed while in the hands of the State Binder, will require reprinting.

I am also instructed to inform the Senate that the Speaker of the House of Representatives has appointed as such committee, on the part of the House of Representatives, Messrs. Vennum, Humphreys and Morrill.

Senate bill, No. 2, for "An act providing for the payment by the county of Cook of further compensation to the judges of the circuit and superior courts and the State's Attorney of said county, respectively,"

Was then taken up, and the bill having been printed, was read at large a third time.

At 1 o'clock P. M.,

On motion of Mr. Alexander,

The Senate adjourned until 2:30 o'clock P. M.

**Messrs. Edsall,
Epler,
Jackson,
Jewett,**

Messrs. Kerr,
Landrigan,
Langley,
Lanning,
Marsh,

Messrs. McNulta,
Shephard,
Snapp,
Starne,

Messrs. Strevell,
Van Dorston,
Vaughn,
Williams.

Those voting in the negative are,

Messrs. Crawford,
Flagg,
Gibson,
Hampton,
Harlan,
Holcomb,

Messrs. Little,
Nicholson,
Reddick,
Richardson,
Senter,
Solomon,

Messrs. Tincher,
Underwood,
Washburn,
Whiting,
Wilkinson,
Woodard.

The bill not having received a constitutional majority, was declared lost.

Mr. Underwood entered a motion to reconsider the vote whereby Senate bill, No. 2, was lost; which motion was seconded.

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....89
Nays..... 2

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Casey,
Dore,
Early,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Whiting,
Wilkinson,
Williams,
Woodard.

Messrs. Little and Washburn voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a written communication:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., *February 22, 1871.*

HON. JOHN DOUGHERTY, *President of the Senate:*

Under the provisions of "An act to locate and carry on the Northern Illinois Hospital and Asylum for the Insane," approved April 16, 1869, I have the honor to nominate and appoint as one of the Trustees of the said institution, Henry Sherman, of Kane county, to fill

vacancy occasioned by expiration of term; in which nomination I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

On motion of M. Epler,

The above communication of the Governor was referred to committee on state charitable institutions.

On motion of Mr. Alexander,

Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships, cities and towns,' in force April 16, 1869,"

Was taken up, read at large a second time, and
Referred to the committee on judiciary.

Senate bill, No. 72, for "An act requiring all savings banks and banking corporations to make quarterly statements,"

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for a third reading.

Senate bill, No. 59, for "An act to relieve the people of this State from the payment of unnecessary taxes,"

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for a third reading.

Senate bill, No. 112, for "An act to legalize the payment by the Governor, of certain funds belonging to the State, to the Penitentiary Commissioners,"

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for a third reading.

Senate bill, No. 31, for "An act in regard to mortgages of real and personal property,"

Was taken up, and read at large a second time.

Mr. Washburn offered the following amendment; which was lost:

"Any agreement for the payment of money which shall particularly describe the property which was the consideration for which the agreement was given, and which shall state that the property so described may remain in possession of the maker of the agreement, till said agreement shall be due, and which shall be acknowledged and recorded, as provided in section 3 of this act, shall have all the force and effect of a chattel mortgage."

Mr. Edsall offered an amendment to Senate bill No. 31.

Mr. Bangs offered an amendment to the amendment.

Mr. Strevell, by unanimous consent, introduced

Senate bill, No. 198, for "An act making appropriations for the State Reform School."

Which was read at large a first time, and
Referred to the committee on finance.

Pending the consideration of the amendments to Senate bill No. 31,
At 5 o'clock P. M.,

On motion of Mr. Snapp,
The Senate adjourned.

SATURDAY, FEBRUARY 25, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The journal of yesterday was being read, when,

On motion of Mr. Landrigan,

The further reading of the same was dispensed with.

Mr. Strevell entered a motion to reconsider the vote of yesterday, whereby Senate bill, No. 17, for "An act to regulate the manner of applying for reprieves, commutations and pardons," was passed; which motion was seconded.

Mr. Bush presented a petition for repeal of "An act creating special assessor for Pittsfield school district;" which was

Referred to the committee on revenue.

Mr. Snapp presented a petition for the passage of some laws for the protection of persons holding policies of life insurance; which was

Referred to the committee on insurance.

Leave of absence was granted Senator Fuller until Tuesday of next week.

Mr. Bangs presented a petition in relation to the bill for "An act making the vendor of intoxicating liquors responsible;" which was

Referred to the committee on domestic relations.

Mr. Langley presented a petition relative to the grading, inspecting and handling of grain; which was

Referred to the committee on railroads and warehouses.

Mr. Langley presented a petition from the Trustees of the Industrial University; which was

Referred to the committee on finance.

Mr. Langley presented a petition for amendment of the election laws; which was

Referred to the committee on elections.

Mr. Reddick presented a petition relative to the school system; which was

Referred to the committee on education.

On motion of Mr. Pierce,

The communication of the Governor, received Tuesday, February 21, 1871, being the supplemental report from the Board of Commissioners of Public Charities, was referred to the committee on state charitable institutions and two hundred copies ordered printed.

Mr. Boyd presented a petition asking the passage of a law for the protection of persons holding policies of life insurance; which was

Referred to the committee on insurance.

Mr. Flagg presented a communication, in the nature of a petition, from the Ohio State Board of Agriculture; which was

Referred to the committee on public buildings.

On motion of Mr. Whiting,

The rules were suspended, and the order of business was taken up where it was left yesterday, being the consideration of

Senate bill, No. 31, for "An act in regard to mortgages of real and personal property."

Mr. Edeall offered the following amendment:

Amend section 3, by adding thereto the following: "Every mortgager of personal property shall have a right of redemption in property so mortgaged, and such interest shall be subject to levy and sale under writs of attachment and execution against such mortgager; and for that purpose any sheriff, or other officer holding an execution or writ of attachment against such mortgager, shall have the right to levy upon and retain the possession of such mortgaged property for a sufficient time to enable such officer to make such sale; and while legal proceedings may be pending, to determine the validity of and the amount due on such mortgage; and anything contained in such mortgage to the contrary notwithstanding. And as against *bona fide* purchasers from the party of possession, the lien of such mortgage shall not extend beyond the limits of the county in which the mortgage is recorded."

Mr. Bangs offered the following amendment to the amendment:

Strike out all after the word "shall," in the 4th line from the bottom, and insert the word "those."

On motion of Mr. Tincher,

Senate bill No. 31, with the proposed amendments, was laid on the table.

On motion of Mr. Snapp,

The rules were suspended, to take up House bill No. 43.

On motion of Mr. Landrigan,

House bill, No. 43, for "An act to repeal an act entitled 'an act to change the time of electing certain officers in a county therein named,'" was

Referred to the committee on counties and township organization.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to wit:

House bill, No. 244, for "An act to repeal 'an act to reduce the number of supervisors in Clay county,' approved March 8, 1869."

In the passage of which I am instructed to ask the concurrence of the Senate.

Senate bill, No. 30, for "An act relating to county, city, town, township, school district, and other municipal indebtedness, and to provide for the funding and payment of the same,"

Was taken up, and read at large a second time.

Mr. Beveridge offered the following amendment:

Amend section 1 by striking out all after "issued," in 3d line, and before "and," in 6th line, and insert the words "any bonds, securities for money, or county or other municipal orders, or other evidence of indebtedness;" which was lost, and the bill

Ordered to be engrossed and printed for a third reading.

Mr. Shephard entered a motion for the reconsideration of the vote by which Senate bill No. 30 was ordered engrossed for a third reading.

Senate bill, No. 111, for "An act to authorize the election of women to school offices,"

Was taken up and read at large a second time.

Mr. Edsall moved to amend, as follows: Strike out the words "possessing the qualifications prescribed for men," and insert "being otherwise qualified;" which was adopted.

Mr. Casey moved that the bill and amendment lie on the table till the 4th of July, 1872.

The question being on the motion to lay upon the table,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 16
Nays 25

Those voting in the affirmative are,

Messrs. Boyd,
Bush,
Casey,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jewett,
Landrigan,
Shephard,
Solomon,

Messrs. Starne,
Underwood,
Van Dorston,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Dore,
Early,
Edsall,
Flagg,
Hampton,

Messrs. Hunter,
Jackson,
Kerr,
Langley,
Lanning,
Little,
McNulta,
Pierce,

Messrs. Reddick,
Senter,
Snapp,
Strevell,
Vaughn,
Whiting,
Wilkinson,
Woodard.

So the Senate refused to lay the bill and amendment on the table.

The question being upon the adoption of the amendment, offered by Mr. Edsall, it was adopted.

The question then being upon ordering the bill, Senate bill No. 111, to be engrossed and printed for a third reading,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 25
Nays 15

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Dore,
Early,
Edsall,
Flagg,
Hampton,

Messrs. Hunter,
Jackson,
Kerr,
Langley,
Lanning,
Little,
McNulta,
Pierce,

Messrs. Reddick,
Senter,
Snapp,
Strevell,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Bush,
Casey,
Epler,
Gibson,

Messrs. Harlan,
Holcomb,
Jewett,
Landrigan,
Shephard,

Messrs. Starne,
Underwood,
Van Dorston,
Washburn,
Williams.

So the bill was ordered engrossed and printed for a third reading.

Senate bill, No. 140, for "An act to authorize certain records in Bond county to be transcribed,"

Was taken up, read at large a second time, and,

On motion of Mr. Alexander,

Referred to the committee on judiciary.

On motion of Mr. Kerr,

Senate bill, No. 47, for "An act to repeal an act entitled 'an act for the registry of electors and to prevent fraudulent voting,' " now on second reading, was

Referred to the committee on elections.

Senate bill, No. 24, for "An act to provide for the investment of the funds in the State Treasury, belonging to the State debt fund, in the securities of the United States,"

Was taken up and read at large a second time.

Mr. Crawford moved to amend by inserting in the blank, in the second section, "\$50,000;" which was adopted.

Mr. Crawford moved to amend by inserting in the blank, in the first section, the words "not exceeding two;" which was adopted.

And the question being upon ordering the bill engrossed and printed for a third reading, it was so ordered.

Mr. Reddick entered a motion to reconsider the vote by which Senate bill No. 24 was ordered engrossed for a third reading.

Leave of absence was granted Messrs. Richardson, Tincher and Voris.

Senate bill, No. 144, for "An act in regard to Wille,"

Was taken up, and,

On motion of Mr. Crawford,

Laid on the table.

On motion of Mr. Underwood,

The rules were suspended, and

Mr. Underwood offered the following resolution; which was adopted:

WHEREAS, by an act of the General Assembly of the State of Illinois, entitled "An act to establish a police force for the city of East St. Louis," approved Feb. 22, 1867, certain police commissioners were appointed for said city; and whereas, said commissioners have, as is alleged, expended large sums of money and issued and sold certificates of indebtedness against said city, under said act and an act amendatory thereof, at the session of 1869; and whereas, it is provided by said first named act that said commissioners shall keep a journal of their proceedings, and cause all their receipts and disbursements of money to be faithfully entered in books kept for that purpose, and said journal and books, and all other documents in their possession, shall always be open to the inspection of the General Assembly of the State of Illinois, or any committee appointed by it for that purpose; therefore,

Resolved by the Senate, the House of Representatives concurring therein, That a joint committee, consisting of two Senators and three members of the House of Representatives, be appointed, whose duty it shall be to examine the journal, books of account and documents in the possession of said commissioners; to ascertain the items received and paid out, and for what purpose; what amount of certificates were issued, with their respective dates, and what sales thereof have been made; and to know (how much in gross and in detail) what money in certificates and in their possession, the items, if any, and nature of their indebtedness, and for what

purpose incurred. And said committee may swear witnesses, and compel their attendance before them, and take evidence on all the items aforesaid; and shall report to this General Assembly.

The President appointed Messrs. Flagg and Epler members of said committee, on behalf of the Senate.

Senate bill, No. 145, for "An act to regulate the descent of property,"

Was taken up, and,
On motion of Mr. Langley,
Laid on the table.

Senate bill, No. 99, for "An act concerning conveyances,"

Was taken up, and,
On motion of Mr. Little,
Laid on the table.

Senate bill, No. 121, for "An act in regard to practice in courts of record,"

Was taken up, and,
On motion of Mr. Hampton,
Laid on the table.

Senate bill, No. 146, for "An act in regard to the practice in actions of ejectment,"

Was taken up, and,
On motion of Mr. Edsall,
Laid on the table.

Senate bill, No. 79, for "An act concerning dogs,"

Was taken up and read at large a second time.

Mr. Landrigan offered the following amendment:

Strike out all after the word "shall," in second line of section 8, and insert, "be applied to the payment of losses and damages incurred to owners of sheep, by dogs having killed or maimed sheep: *Provided*, that such loss shall be duly proved, to the satisfaction of the supervisor, town clerk and assessor, and in counties not under township organization to the satisfaction of the board of commissioners or county board; and should any surplus remain, such surplus shall be paid to the proper officer for the support of public schools."

Pending the consideration of the amendment of Mr. Landrigan, Mr. Starne moved that the Senate adjourn.

The question being on the motion to adjourn,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 1
Nays..... 33

Mr. Hunter voted in the affirmative.

Those voting in the negative are,		
Messrs. Alexander,	Messrs. Edsall,	Messrs. Holcomb,
Bangs,	Epler,	Jackson,
Beveridge,	Flagg,	Kerr,
Bush,	Gibson,	Landrigan,
Crawford,	Hampton,	Langley,
Dore,	Harlan,	Lanning,

Messrs. Little,
McNulta,
Pierce,
Reddick,
Senter,

Messrs. Shephard,
Solomon,
Starne,
Strevell,
Underwood,

Messrs. Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams.

So the Senate refused to adjourn.

The amendment of Mr. Landrigan was lost.

Mr. Gibson moved to amend section 6, by adding: "*Provided, however, that every head of a family residing with the same, may be allowed to keep and maintain one collared dog, of such sex as he may elect, free of tax.*"

Mr. Alexander offered the following amendment to the amendment: Strike out the words "head of a," and the words "residing with the same."

On motion of Mr. Strevell,
Debate on the amendments was closed.

And the question being on Mr. Alexander's amendment to the amendment, it was lost.

The question being upon the adoption of the amendment, offered by Mr. Gibson,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....10
Nays.....23

Those voting in the affirmative are,

Messrs. Dore,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Hunter,
Landrigan,

Messrs. Lanning,
Starne,
Washburn.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Edsall,
Flagg,
Hampton,

Messrs. Jackson,
Kerr,
Langley,
Little,
McNulta,
Pierce,
Reddick,
Senter,

Messrs. Shephard,
Strevell,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Williams.

So the amendment was not adopted.

Mr. Landrigan offered the following amendment; which was lost: Strike out the words "two dollars on," in second line of section 6, and insert "five dollars."

Mr. Alexander offered the following amendment; which was lost: In section 6, second line, strike out the word "two," and insert "one."

Mr. Crawford offered the following amendment; which was lost: Add to section 10: "One half of such damage to be refunded to such owner, out of the fund arising under this act, on presenting a statement of the amount actually paid, certified by the oath of the owner of the dog and the person to whom the damage was paid."

Mr. Washburn offered the following amendment ; which was lost :
 Amend by striking out sections 5 and 6, and substituting the following : "Any owner or keeper of a dog who shall cause or allow his dog to wear a counterfeit collar, with intent to deceive, shall be punished by a fine of not less than ten dollars."

On motion of Mr. Whiting,
 The previous question was ordered.

The question being upon ordering the bill to be engrossed and printed for a third reading,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas19
 { Nays10

Those voting in the affirmative are,

Messrs. Bangs,
 Beveridge,
 Crawford,
 Edsall,
 Flagg,
 Hampton,
 Holcomb,

Messrs. Langley,
 Little,
 McNulta,
 Pierce,
 Reddick,
 Shephard,

Messrs. Strevell,
 Underwood,
 Vaughn,
 Whiting,
 Wilkinson,
 Williams.

Those voting in the negative are,

Messrs. Alexander,
 Bush,
 Epler,
 Gibson,

Messrs. Harlan,
 Hunter,
 Kerr,

Messrs. Lanning,
 Senter,
 Washburn.

So the bill was ordered engrossed and printed for a third reading.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that bills of the following titles have been correctly engrossed, to-wit :

Senate bill, No. 59, for "An act to relieve the people of this State from the payment of unnecessary taxes."

Senate bill, No. 72, for "An act requiring all savings banks and banking associations to make quarterly statements."

Senate bill, No. 112, for "An act to legalize the payment by the Governor of certain funds belonging to the State to the Penitentiary Commissioners."

At 12:50 o'clock P. M.,

On motion of Mr. McNulta,
 The Senate adjourned.

MONDAY, FEBRUARY 27, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The journal of Saturday was being read, when,

On motion of Mr. Snapp,

The further reading of the same was dispensed with.

Mr. Edsall presented a petition relating to holders of life insurance policies and their protection ; which was

Referred to the committee on insurance.

Mr. Snapp asked leave of absence for Jas. H. Paddock, Third Assistant Secretary, until Tuesday morning ; which was granted.

The President presented the following communication from the Secretary of State, inclosing communication from the Governor of the State of New York ; which was referred to the committee on revenue.

STATE OF ILLINOIS, SECRETARY'S OFFICE,
SPRINGFIELD, *February 27, 1871.*

HON. JOHN DOUGHERTY, *President of the Senate :*

SIR :—In response to a resolution of the honorable body over which you preside, directing me to procure from the proper authorities of the State of New York, copies of the Report of the Commissioners on Taxes and Assessments, of which Hon. David Wells is chairman, I immediately addressed a letter to his excellency, John A. Hoffman, Governor of the State of New York, on the subject. On the 26th of January last, a reply to said communication was received from his excellency, Governor Hoffman, which I had the honor to transmit to you for your information, on the same day.

On the 21st instant another letter was received from Governor Hoffman, notifying me of the shipment of three hundred copies of the report of said commissioners, which letter I transmit herewith.

On the 25th inst., the three hundred copies of the report referred to were received by me, all charges having been prepaid by order of Governor Hoffman ; and I am now awaiting your further orders as to the distribution of said report.

Very respectfully,

Your obedient servant,

EDWARD RUMMEL,
Secretary of State.

—
STATE OF NEW YORK, EXECUTIVE CHAMBER,
ALBANY, *February 18, 1871.*

SIR :—In compliance with the resolution of the Senate of Illinois, copy of which you transmit, the Governor takes great pleasure in forwarding, by express, 300 copies of the Report of the Commission on Taxes and Assessments, of which Hon. David A. Wells is chairman, for the use of your General Assembly.

Express and all other charges are prepaid, the Governor having taken them out of the number of copies allotted to himself.

Please acknowledge the receipt of the package when it comes to hand.

JOHN D. VAN BUREN,
Private Secretary.

HON. EDWARD RUMMEL,
Secretary of State, Illinois.

Mr. Early, from the committee on insurance, to which was referred Senate bill, No. 120, for "An act to incorporate and to govern fire, marine, inland navigation and life insurance companies, doing business in the State of Illinois," reported the same back, with an amendment, and recommended the adoption of the amendment.

The report of the committee was concurred in, and the bill

Ordered to a second reading, and 500 copies ordered printed, under the direction of the committee on printing.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 137, for "An act incorporating the Illinois Institution for the Education of Feeble Minded Children," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for the Feeble Minded Children, from March 1st, 1871, to July 1, 1873," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Wilkinson, from the committee on counties and township organization, to which was referred House bill, No. 43, entitled a bill for "An act to repeal an act entitled 'an act to change the time of electing certain officers in a county therein named'," reported the same back and recommended its passage.

The report of the committee was concurred in, the bill read at large a first time, and

Ordered to a second reading.

Mr. Pierce, from the committee on state charitable institutions, reported by the following resolution :

WHEREAS it has been brought to the attention of the Senate that the south wing of the Deaf and Dumb Asylum, located at Jacksonville, Illinois, is in an unsafe condition; therefore,

Resolved, That the committee on state charitable institutions be authorized to employ some competent architect or builder, for a sum not exceeding \$50, in company with said committee, to visit said institution, and make a thorough examination of the south wing of said institution, and report as to the necessity of the rebuilding of said wing, and the practicability of repairing the same so as to render the building entirely safe, and also the probable cost of rebuilding and of repairing.

On motion of Mr. Pierce,

The rules were suspended and the resolution taken up for consideration.

On motion of Mr. Reddick,

The resolution was amended by inserting therein that the architect's fees should not exceed \$50.

The resolution, as amended, was adopted.

Mr. Bangs, from the committee on fees and salaries, to which was referred Senate bill, No. 173, for "An act to repeal an act therein named," reported the same back and recommended its passage.

The bill was read at large a second time, and,

On motion of Mr. Epler,

Was laid on the table.

On motion of Mr. Bangs,

The rules were suspended, and

Mr. Bangs presented a petition from citizens of Washburn, relative to the vending of liquors; which was

Referred to the committee on domestic relations.

Mr. Underwood called up Senate bill No. 121 from the table, and,

On motion of Mr Underwood,

The bill was referred to the committee on judiciary.

Mr. Strevell withdrew his motion, entered on Saturday last, for the reconsideration of

Senate bill, No. 17, for "An act to regulate the manner of applying for reprieves, commutations and pardons."

Mr. Nicholson introduced

Senate bill, No. 199, for "An act to amend chapter 43, of the Revised Statutes, entitled 'Forcible Entry and Detainer'."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Epler introduced

Senate bill, No. 200, for "An act to insure the better professional education of practitioners of dental surgery in the State of Illinois."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Strevell introduced

Senate bill, No. 201, for "An act to amend chapter 59 of the Revised Statutes of 1845, entitled 'Justices of the Peace and Constables'."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Pierce introduced

Senate bill, No. 202, for "An act to enforce the seventh section of the ninth article of the constitution."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Crawford introduced

Senate bill, No. 203, for "An act providing for the payment of the school tax fund orders and the school fund interest orders."

Which was read at large a first time, and

Ordered to a second reading.

By unanimous consent, Mr. Whiting, from the committee on manufactures and mining, to which was referred Senate bill, No. 188, for "An act to create the office of Inspector of Coal Mines, to prescribe his powers and duties, and to provide for the health and safety of operative miners," reported the same back and recommended its passage.

Ordered to a second reading and 500 copies ordered printed.

Mr. Epler, from the committee on judiciary, to which was referred Senate bill, No. 114, for "An act to make the annual report of the Auditor of Public accounts of the State of Illinois evidence in the courts of this State," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Van Dorston moved that the rules be suspended for the introduction of the following resolution :

Resolved, That the President of the Senate and Speaker of the House be authorized and they are hereby requested to certify to the time which all the elected officers of the Senate have been engaged, to enable said officers to receive their pay at the sum fixed under and by virtue of "An act making appropriations for the officers and members of the next General Assembly, and for the salaries of the officers of the government," approved March 30, 1869.

The rules were suspended, and,

On motion of Mr. Edsall,

The resolution was referred to the committee on expenditures of the general assembly.

By unanimous consent, the rules were suspended, and
Mr. Epler introduced a communication from John Hill, of Jacksonville; which was

Referred to the committee on state charitable institutions.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust for the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS, from official reports made to this Legislature, there is a great scarcity of water at some of the State Institutions located at Jacksonville, and it will require large sums of money to be drawn from the State Treasury to make such additions to the buildings as will make them comfortable to the inmates thereof, and to procure a sufficient supply of water for their health; therefore, be it

Resolved by the House of Representatives, the Senate concurring therein, That a committee of three on the part of the House, and of two on the part of the Senate, be appointed, to confer with the proprietor of Perry Springs, located in Pike county, State of Illinois, and ascertain upon what terms said place can be obtained by the State for the use of the inmates of one of the asylums at Jacksonville, and report the same to the Legislature, as soon as such information can be obtained.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Senate bill, No. 122, for "An act to provide for the early completion of the new State House,"

Having been printed, was taken up, and read at large a third time.

Mr. Washburn moved to recommit the bill to the committee on finance, with instructions to strike out the third section and report the bill with such amendments as they deem proper.

Mr. Kerr moved to adjourn.

And the yeas and nays being demanded,

The question being on the motion to adjourn,

It was decided in the negative, as follows: { Yeas..... 4
Nays..... 30

Those voting in the affirmative are,

Messrs. Beveridge,
Kerr,

Mr. Little,

Mr. Snapp.

Those voting in the negative are,

Messrs. Bangs,
Bush,
Crawford,
Dore,
Early,
Edsall,
Epler,
Gibson,
Harlan,
Holcomb,

Messrs. Hunter,
Jewett,
Landrigan,
Langley,
Lanning,
Nicholson,
Pierce,
Reddick,
Senter,
Shephard,

Messrs. Solomon,
Starne,
Strevell,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate refused to adjourn.

Mr. Kerr moved to amend the instructions to the committee, offered by Mr. Washburn, as follows:

Insert in section 1, in line 14, after the word "compensation," the words "not exceeding." Insert in section 3, in line three, after the word "compeneation" the words "not exceeding one thousand dollars," and strike out all of said section after the word "Governor," in line three.

On motion of Mr. Snapp,

A call of the Senate was ordered.

The following Senators (35) answered to their names:

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Dore,
Early,
Edsall,
Epler,
Gibson,
Harlan,
Holcomb,

Messrs. Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Nicholson,
Pierce,
Reddick,
Senter,
Shephard,

Messrs. Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Strevell,

Further proceedings under the call were dispensed with.

On motion of Mr. Early,

Leave of absence was granted Mr. Marsh.

On motion of Mr. Strevell,

The previous question was ordered.

The question being upon Mr. Kerr's amendments to the instructions, they were adopted.

The question being upon Mr. Washburn's motion, as amended, it was adopted.

At 1:10 o'clock P. M.,

On motion of Mr. Little,
The Senate adjourned.

TUESDAY, FEBRUARY 28, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The journal of yesterday was being read, when,

On motion of Mr. Flagg,

The further reading of the same was dispensed with.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit:

Senate bill, No. 111, for "An act to authorize the election of women to school offices."

Also, a substitute for a bill for "An act concerning dogs."

Mr. Fuller presented a petition from certain citizens of Rockford, relative to warehouses; which was

Referred to the committee on railroads and warehouses.

Mr. Donahue presented a petition from certain citizens of DeWitt county, relative to the sale of intoxicating liquors; which was

Referred to the committee on domestic relations.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 86, for "An act to fix the time of holding the courts in the twenty-second judicial circuit," reported the same back, with amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 187, for "An act to repeal 'an act to vacate the town plat of the town of Cummington,'" reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Boyd, from the committee on judiciary, introduced

Senate bill, No. 204, for "An act to avoid inconveniences arising from changing the times of holding the terms of courts."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 174, for "An act to fix the time and places of holding the Supreme Court," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 177, for "An act to punish officers for collecting or receiving illegal fees," reported the same back, with amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

On motion of Mr. Tincher,
Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State Government heretofore unprovided for,"

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for a third reading.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred Senate bill, No. 133, for "An act to provide for the exercise of the right of eminent domain," reported the same back, with recommendation that it lie on the table until July 4, 1872.

The report of the committee was concurred in, and the bill
Laid on the table until the 4th of July, 1872.

Mr. Fuller, from the committee on railroads and warehouses, introduced

Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain."

Which was read at large a first time, and

Ordered to a second reading, and 500 copies ordered printed.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 122, for "An act to provide for the early completion of the new State House," reported the same back, with amendments, and recommended the adoption of the same.

On motion of Mr. Dore,

The previous question was ordered.

The question being upon concurring with the committee in their report,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....33
Nays..... 8

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Edsall,

Messrs. Flagg,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Reddick,
Senter,
Shephard,
Starne,
Strevell,
Underwood,
Van Dorston,
Washburn,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Gibson,
Hampton,
Harlan,

Messrs. Langley,
Little,
Snapp,

Messrs. Solomon,
Tincher.

So the report of the committee was concurred in.

The question being upon ordering the bill, Senate bill No. 122, to a second reading,

Mr. Kerr appealed from the decision of the President.

The Senate sustained the President in his decision; and the bill was ordered to a second reading.

Mr. Crawford moved to suspend the rules, for the purpose of introducing a resolution; which motion was lost.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 107, for "An act to appoint commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois River," reported the same back, with amendments, and recommended the adoption of the same.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit:

WHEREAS, by an act of the General Assembly of the State of Illinois, entitled "An act to establish a police force for the city of East St. Louis," approved Feb. 22, 1867, certain police commissioners were appointed for said city; and whereas, said commissioners have, as is alleged, expended large sums of money and issued and sold certificates of indebtedness against said city, under said act and an act amendatory thereof, at the session of 1869; and whereas, it is provided by said first named act that said commissioners shall keep a journal of their proceedings, and cause all their receipts and disbursements of money to be faithfully entered in books kept for that purpose, and said journal and books, and all other documents in their possession, shall always be open to the inspection of the General Assembly of the State of Illinois, or any committee appointed by it for that purpose; therefore,

Resolved by the Senate, the House of Representatives concurring therein, That a joint committee, consisting of two Senators and three members of the House of Representatives, be appointed, whose duty it shall be to examine the journal, books of account and documents in the possession of said commissioners; to ascertain the items received and paid out, and for what purpose; what amount of certificates were issued, with their respective dates, and what sales thereof have been made; and to know (how much in gross and in detail) what money in certificates and in their possession, the items, if any, and nature of their indebtedness, and for what purpose incurred. And said committee may swear witnesses, and compel their attendance before them, and take evidence on all the items aforesaid; and shall report to this General Assembly.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS, the fourth volume of the State Geological Report is now ready for distribution; and whereas, there will remain in the hands of the State Geologist, after the copies required by law to be distributed shall have been distributed, a sufficient number of copies to leave one for each member of this General Assembly, and elective officers of the Senate and House of Representatives; and whereas, the State Geologist is desirous that a resolution be passed requiring him so to furnish copies to members and elective officers of this General Assembly; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That said State Geologist be required to furnish to each member of this Twenty-seventh General Assembly, and to the elective officers of the Senate and House, one copy of the fourth volume of said Geological Report.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Dore moved to take up the amendments reported by the committee on finance, to Senate bill No. 107, separately, for adoption or rejection ; which was agreed to.

The following amendment was adopted :

Section 6, second line, strike out "and completion."

The following amendment was then taken up :

Section 8, first line, after the word "contract," insert "to the extent of the appropriation, viz : \$300,000, made by this act."

Mr. Edsall offered the following amendment to the amendment ; which was adopted :

Strike out the words "to the extent of," and insert "not exceeding."

The question being upon the adoption of the amendment, as amended—

Mr. Flagg offered the following amendment to the amendment, as amended :

Strike out "viz : \$300,000."

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas 12
Nays 28

Those voting in the affirmative are,

Messrs. Bangs,
Boyd,
Casey,
Flagg,

Messrs. Jackson,
Jewett,
Kerr,
Landrigan,

Messrs. Lanning,
Marsh,
Strevell,
Underwood.

Those voting in the negative are,

Messrs. Alexander,
Beveridge,
Bush,
Crawford,
Donahue,
Dore,
Edsall,
Gibson,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Little,
McNulta,
Nicholson,
Reddick,
Senter,
Shephard,
Snapp,

Messrs. Solomon,
Starne,
Tincher,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the amendment to the amendment, as amended, was not adopted.

The amendment, as amended, was then adopted.

The following amendments were then taken up and adopted :

Amend section 9, by striking out "four hundred and fifty," and inserting "three hundred." Also by striking out all of said section, after the word "construction," in eighth line, and inserting as follows : "And said lock and dam, when completed, shall not cost, including all expenses incidental thereto, four hundred thousand dollars."

The following amendment was then taken up and adopted :

Amend section 10, by striking out all after the word "than," in the eleventh line, and insert as follows : "four hundred thousand dollars."

Mr. Tinchor offered the following amendment :
Add at end of section 18, "*Provided*, that this act shall not take effect unless ratified by the electors of this State at the next general election."

Mr. Strevell moved to close the debate on the amendment.

Mr. Little moved to adjourn.

The question being on the motion to adjourn,
And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 8
Nays..... 32

Those voting in the affirmative are,
Messrs. Crawford, Messrs. Holcomb, Messrs. Underwood,
Casey, Little, Washburn.
Harlan, Tinchor,

Those voting in the negative are,
Messrs. Bangs, Messrs. Hunter, Messrs. Shephard,
Beveridge, Jackson, Snapp,
Boyd, Jewett, Solomon,
Bush, Kerr, Starne,
Donahue, Landrigan, Strevell,
Dore, Lanning, Vaughn,
Early, Marsh, Whiting,
Flagg, McNulta, Wilkinson,
Fuller, Nicholson, Williams,
Gibson, Reddick, Woodard,
Hampton, Senter,

So the Senate refused to adjourn.
The question being upon closing the debate on the amendment ;
the debate was closed.

The question being upon the adoption of the amendment, offered
by Mr. Tinchor,
And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas.....14
Nays.....26

Those voting in the affirmative are,
Messrs. Casey, Messrs. Little, Messrs. Tinchor,
Donahue, Senter, Underwood,
Harlan, Shephard, Washburn,
Holcomb, Snapp, Williams.
Landrigan, Solomon,

Those voting in the negative are,
Messrs. Bangs, Messrs. Gibson, Messrs. Nicholson,
Beveridge, Hampton, Reddick,
Boyd, Hunter, Starne,
Bush, Jackson, Strevell,
Crawford, Jewett, Vaughn,
Dore, Kerr, Whiting,
Early, Lanning, Wilkinson,
Flagg, Marsh, Woodard,
Fuller, McNulta,

So the amendment was not adopted.
Mr. Crawford offered the following amendment ; which was
adopted :

"SECTION 19. It is hereby made the duty of said commissioners to fix such rates for tolls for freight, on the completion of any lock and dam on the Illinois River, as in their opinion the interest of the State may require."

By unanimous consent,

House bill, No. 43, for "An act to repeal an act entitled 'an act to change the time of electing certain officers in a county therein named,'"

Was taken up, read at large a second time, and
Ordered to a third reading.

At 12:50 o'clock P. M.,

On motion of Mr. Little,
The Senate adjourned.

WEDNESDAY, MARCH 1, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Paynter.

The journal of yesterday was being read, when,

On motion of Mr. Fuller,

The further reading of the same was dispensed with.

On motion of Mr. Fuller,

The rules were suspended, and

Senate bill, No. 166, for "An act to prevent unjust discrimination and extortions in the rates to be charged by the different railroads in this State, for the transportation of freight on said roads,"

Was taken up, and read at large a second time.

Mr. Fuller offered the following amendments to Senate bill, No. 166; which were adopted:

Amend section 1, by inserting after the word "is," in the 6th printed line, the words "at the same time."

Also, amend section 1, by striking out the words "per mile," in the 10th and 11th printed lines.

Mr. Underwood, offered the following amendment to Senate bill No. 166; which was adopted:

Amend section 1, line 8, by adding after the word "road," "nor shall such corporation charge different rates for receiving, handling or delivering freight at different points on its road, or roads connected therewith, which it has a right to use."

On motion of Mr. Underwood,

The bill was amended by inserting the words "receipt, handling or delivering," after the word "transportation," in the 2d line of the 3d section, of the printed bill. Also, same in 5th line of 3d section, after the word "transportation." Also, same in 8th line of the 3d section. Also, same in 2d line of the 4th section.

Mr. McNulta offered the following amendment; which was adopted:
Fifth line, section 4, insert after the word "taxed," "by any court where the same is heard by appeal or otherwise." Strike out "by the court," and insert as above.

Mr. Shephard offered the following amendment:

"Strike out section 5."

The question being upon the amendment offered by Mr. Shephard,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 7
Nays 37

Those voting in the affirmative are,

Messrs. Alexander,
Bush,
Gibson,

Messrs. Jewett,
Lanning,

Messrs. Shephard,
Underwood.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Casey,
Donahue,
Dore,
Early,
Edsall,
Fuller,
Hampton,
Harlan,
Holcomb,

Messrs. Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the amendment was not adopted.

Mr. Fuller proposed the following amendment to Senate bill No. 166:

Amend the first section by inserting in the fifth line, after the word "distance," the following: "The same, nor."

The amendment was adopted.

Mr. McNulta offered the following amendment:

Insert in section 1, after the word "distance," 12th line, the words "*Provided*, that in computing distance, the owners or operators of any said road may, in their discretion, calculate the charges from any station by the shortest line of railroad by which such freight could be transported, with the same effect as though the same was transported only such shorter distance on their road."

Mr. Casey moved to close the debate on the above amendment.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 21
Nays 26

Those voting in the affirmative are,

Messrs. Alexander,
Donahue,
Edsall,
Epler,
Flagg,
Hampton,
Jewett,

Messrs. Kerr,
Langley,
McNulta,
Nicholson,
Reddick,
Shephard,
Starne,

Messrs. Strevell,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bangs,	Messrs. Fuller,	Messrs. Pierce,
Beveridge,	Gibson,	Richardson,
Boyd,	Harlan,	Senter,
Bush,	Holcomb,	Snapp,
Crawford,	Jackson,	Solomon,
Casey,	Landrigan,	Tincher,
Dore,	Lanning,	Washburn,
Early,	Little,	Williams.
Eddy,	Marsh,	

So debate on the amendment was not closed.

Mr. Washburn offered the following amendment :

Amend section 3 by striking out all after the word "act," in the 4th line.

Mr. Dore moved to close the debate on the above amendment.
And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 37
Nays 2

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Holcomb,	Messrs. Shephard,
Bangs,	Hunter,	Snapp,
Beveridge,	Jewett,	Solomon,
Bush,	Langley,	Starne,
Crawford,	Lanning,	Strevell,
Casey,	Little,	Tincher,
Dore,	Marsh,	Underwood,
Early,	Nicholson,	Vaughn,
Eddy,	Pierce,	Whiting,
Edsall,	Reddick,	Wilkinson,
Fuller,	Richardson,	Williams,
Gibson,	Senter,	Woodard.
Hampton,		

Messrs. McNulta and Washburn voted in the negative.

So debate on the amendment was closed.

The question then being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas 13
Nays 25

Those voting in the affirmative are,

Messrs. Bush,	Messrs. McNulta,	Messrs. Starne,
Casey,	Reddick,	Underwood,
Dore,	Richardson,	Vaughn,
Jewett,	Shephard,	Washburn.
Lanning,		

Those voting in the negative are,

Messrs. Alexander,	Messrs. Hunter,	Messrs. Solomon,
Bangs,	Langley,	Strevell,
Crawford,	Little,	Tincher,
Early,	Marsh,	Van Dorston,
Eddy,	Nicholson,	Whiting,
Edsall,	Pierce,	Wilkinson,
Fuller,	Senter,	Williams,
Gibson,	Snapp,	Woodard.
Hampton,		

So the amendment was not adopted.

Mr. Edsall offered the following amendment:

Add to section 3, the following: "Whenever any railroad corporation, as lessee or otherwise, operates any other railroad in connection with its own road, the provisions of this act as to charges for carrying freight, shall apply to such other road so operated, in like manner as if the same was a part of the line of road owned by the corporation operating the same; and for such purpose, all lines of railroad operated by the same company shall be considered as one and the same road."

On motion of Mr. Tincher,

The debate on the above amendment was closed.

The question being upon the adoption of the amendment, it was adopted.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS a memorial to Congress has been numerously signed by leading citizens of Missouri and Illinois, asking Congress to make an appropriation of one million and a half of dollars, to be immediately expended in the construction of permanent dykes in the Mississippi river, between the mouth of the Missouri river and Cairo, at different points, now difficult and dangerous to navigation on account of sand bars, wrecks of vessels, and other hidden obstructions in the channel: and, whereas the system of permanent dykes has proved to be the only really efficient means of diverting and controlling the waters of the Mississippi, and that this Legislature is fully convinced that by confining the current of the river to a rocky shore, in every instance where nature has furnished one, and that by straightening and deepening the channel by means of dykes, where it has a tendency to spread out, a depth of water can be obtained sufficient to float, during the whole season of navigation, vessels of eight and ten feet draught, from the mouth of the Missouri river to the sea: and, whereas, it has always been the policy and pleasure of the people of this State to encourage every movement, private or public, State or national, which tends to protect and develop our great commercial and marine interests; now therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That our Senators be instructed, and our Representatives requested, to use all honorable means to effect the immediate making of the said appropriation, and that the Governor be requested to transmit a copy of these resolutions to each of the members of Congress from this State, and to the Governor of the State of Missouri

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Shephard offered the following amendment:

Amend by adding at end of section 5, "*Provided*, that this act shall not apply to transit freight passing through this State."

The question being upon the adoption of the amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: } Yeas19
} Nays25

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Casey,
Dore,
Epler,

Messrs. Gibson,
Jewett,
Kerr,
Nicholson,
Reddick,
Richardson,

Messrs. Shephard,
Starne,
Strevell,
Van Dorston,
Vaughn,
Washburn.

Those voting in the negative are,

Messrs. Crawford,
Donahue,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Harlan,

Messrs. Hunter,
Jackson,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Pierce,

Messrs. Senter,
Snapp,
Solomon,
Tincher,
Underwood,
Wilkinson,
Williams,
Woodard.

So the amendment was not adopted.

On motion of Mr. Edsall,
The previous question was ordered.

And the question being on ordering the bill engrossed and printed for a third reading,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....43
Nays..... 3

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Washburn,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Jewett,

Mr. Shephard,

Mr. Vaughn.

So the bill was ordered engrossed and printed for a third reading.

On motion of Mr. Nicholson,
Leave of absence was granted the committee on agriculture and drainage, to visit the Industrial University, at Champaign.

On motion of Mr. Marsh,
Leave of absence was granted committee on public buildings, until Friday.

On motion of Mr. Gibson,
Leave of absence was granted Mr. Holcomb.

On motion of Mr. Richardson,
Leave of absence was granted Mr. Hampton.

On motion of Mr. Beveridge,
The rules were suspended, and House bill No. 48 was taken up.
House bill, No. 48, for "An act to repeal an act entitled 'an act to change the times of electing certain officers in a county therein named,' "

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas. 46
Nays. 00

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Crawford,
Casey,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

This bill expressing an emergency in the body of the act rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

Mr. Snapp moved to suspend the rules and take up Senate bill No. 186.

Pending the consideration of the above motion,

At 12:23 o'clock P. M.,

On motion of Mr. Starne,

The Senate adjourned until 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Hunter,

The rules were suspended for the purpose of taking up the following House message, relating to Geological Reports:

WHEREAS, the fourth volume of the State Geological Report is now ready for distribution; and whereas, there will remain in the hands of the State Geologist, after the copies required by law to be distributed shall have been distributed, a sufficient number of copies to leave one for each member of this General Assembly, and elective officers of the Senate and House of Representatives; and whereas, the State Geologist is desirous that a resolution be passed requiring him so to furnish copies to members and elective officers of this General Assembly; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That said State Geologist be required to furnish to each member of this Twenty-seventh General Assembly, and to the elective officers of the Senate and House, one copy of the fourth volume of said Geological Report.

Mr. Fuller offered the following amendment to the resolution:

Strike out the word "furnish" and insert "distribute to the people of the State through the members of the General Assembly."

On motion of Mr. Fuller,

The previous question was ordered.

The question being on the adoption of the amendment to the resolution,

And the yeas and nays being demanded,

It was decided in the negative, as follows:

{ Yeas..... 13
Nays..... 24

Those voting in the affirmative are,

Messrs. Alexander,
Early,
Edsall,
Fuller,
Hunter,

Messrs. Jewett,
Langley,
Lanning,
Little,

Messrs. Reddick,
Strevell,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Boyd,
Bush,
Casey,
Dore,
Epler,
Harlan,

Messrs. Jackson,
Kerr,
Landrigan,
Pierce,
Richardson,
Senter,
Shephard,
Snapp,

Messrs. Solomon,
Starne,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Washburn,
Williams.

So the amendment was not adopted.

The question being upon the adoption of the resolution,

And the yeas and nays being demanded,

It was decided in the negative, as follows:

{ Yeas..... 14
Nays..... 23

Those voting in the affirmative are,

Messrs. Bangs,
Dore,
Edsall,
Hunter,
Jackson,

Messrs. Kerr,
Landrigan,
Reddick,
Senter,
Shephard,

Messrs. Snapp,
Vaughn,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Beveridge,
Boyd,
Bush,
Casey,
Early,
Epler,
Fuller,

Messrs. Harlan,
Jewett,
Langley,
Lanning,
Little,
Pierce,
Richardson,
Solomon,

Messrs. Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Washburn,
Williams.

So the Senate refused to adopt the resolution.

Senate bill, No. 186, for "An act in relation to the Penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet,' "

Was taken up, read at large a second time, and,

On motion of Mr. Casey,

Further consideration of the bill was postponed to and made the special order for to-morrow, Thursday, March 2, 1871, at 10 o'clock A. M.

On motion of Mr. Edsall,
Senate bill, No. 86, for "An act to fix the times of holding the courts in the Twenty-second Judicial Circuit,"

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for a third reading.

The rules being suspended,

Senate bill, No. 204, for "An act to avoid inconveniences arising from changing the times of holding the terms of courts,"

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for a third reading.

The rules being further suspended,

Mr. Bush introduced

Senate bill, No. —, for "An act to repeal sections one, three, four and five of an act entitled 'an act to amend former laws as to Pittsfield School District, in the county of Pike and State of Illinois,' and to amend section two of said act."

Which was read at large a first time, and

Referred to the committee on revenue.

The rules being further suspended,

Mr. Lanning, from the committee on judiciary, to which was referred Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships, cities and towns,' in force April 16, 1869," reported the same back, and recommended its passage.

Mr. Pierce offered the following amendment:

"Amend by striking out the enacting clause."

Pending the consideration of the amendment,

Mr. Snapp moved that the Senate adjourn.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 8
Nays.....30

Those voting in the affirmative are,

Messrs. Beveridge,
Crawford,
Edsall,

Messrs. Epler,
Hunter,
Little,

Messrs. Pierce,
Tincher.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Boyd,
Bush,
Casey,
Dore,
Early,
Fuller,
Harlan,
Jackson,

Messrs. Jewett,
Kerr,
Landrigan,
Lanning,
McNulta,
Reddick,
Richardson,
Senter,
Shephard,
Snapp,

Messrs. Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Washburn,
Wilkinson,
Williams,
Woodard.

So the Senate refused to adjourn.

The amendment offered by Mr. Pierce was withdrawn, and,

On motion of Mr. Alexander,

The bill was laid on the table and 250 copies ordered printed.

On motion of Mr. Epler,

The following was reported from the committee on state charitable institutions, and 300 copies of the same ordered printed.

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., *January 24, 1871.*

HON. JOHN DOUGHERTY, *President of the Senate :*

I have the honor to transmit to you, to be laid before the Senate, a special report made to me on the 20th day of January, 1871, by the Trustees of the Institution for the Education of the Deaf and Dumb, in relation to the water supply for that institution.

It affords me sincere pleasure to express my confidence in the success of the arrangements now completed by the Trustees, by which the vexatious matter of a supply of water for the Institution for the Education of the Deaf and Dumb is finally settled.

JOHN M. PALMER.

—
TO HIS EXCELLENCY JOHN M. PALMER,
Governor of Illinois :

SIR :—The Board of Directors of the Illinois Institution for the Education of the Deaf and Dumb, respectfully request to lay before you a report supplemental to the thirtieth annual report, which they had the honor to forward to you under date of November 30, 1870.

The Board, well aware of your earnest solicitude relative to all that appertains to the efficiency of the several State Charitable Institutions, and the comfort and improvement of their unfortunate inmates, are the more desirous of presenting to you this supplemental report, because it touches a question which is vital to the main purposes of the institution, and which has already caused you anxious concern.

In the thirtieth report the Board, at some length, dwell upon their various efforts to secure an adequate supply of water, and make mention of one which was at that time in process of erection, in which the Board expresses strong confidence of success, but which, at that time, had not been put to practical test.

Since then that enterprise has been so far completed as to enable the Board to arrive at positive conclusions, as to its actual working. The water works alluded to above were sufficiently advanced in their construction on the 9th of January, 1871, to enable the institution to avail itself thereof. On the 18th of the same month, the storage reservoir upon the institution premises was full.* Thus, in nine days, besides affording a full supply for the operation of the institution, the machinery has conveyed to the institution more than a million and a half gallons of water.

It may not be inappropriate here to explain in some detail the system which the Board has at length very happily fallen upon to remove the serious disability under which the institution has so long labored.

— About a mile south of the institution, there flows a small stream of clear and measurably soft water. This stream has never been known to fail in the fall, winter or spring months, and rarely in the summer.

Upon this stream the Board have purchased two acres of ground, and have erected thereon a temporary engine house, in which have

been placed a steam boiler and steam pump. A four-inch cast iron pipe has been laid from the pumping works to the institution, and to the storage reservoir. The operation of the machinery is entirely satisfactory. The Board believe that the plan now in operation is adequate to supply all the present and future demands of the institution for water, and of any others the State may find it expedient to erect in the vicinity, though these demands should hereafter be multiplied five-fold. The flow of the stream alone is thought to be sufficient, during almost the entire year; but, in addition to this, there are two storage reservoirs, whose combined capacity is over three million gallons. One of these reservoirs includes a part of the land purchased by the Board, of which mention has herein been made, and was already constructed when the purchase was effected. This reservoir the Board expects to enlarge, and its capacity alone can be increased to five million gallons, with the expenditure of four thousand (4,000) dollars. When so enlarged the average depth of water, being nine feet, will be sufficient to preserve its purity.

The expense of conducting the water to the institution will be inconsiderable. The force already in the service of the institution can operate the machinery without material inconvenience, as it will only be necessary to run it one day in a week. The only expense, aside from repairs, will thus be for fuel, and will not exceed \$5. per week.

In the thirtieth annual report the Board recommended the appropriation of seven thousand eight hundred and fifty-nine (7,859) dollars, to pay for the construction of these water-works. As the work has been done in winter, and in very unfavorable weather, their cost has somewhat exceeded that amount. The Board would now renew that recommendation, and ask the further appropriation of five thousand (5,000) dollars, to deepen, enlarge and otherwise perfect both the reservoir on the institution premises and the one at the pumping works. The work thus far has been done under authority of law, in pursuance of an act approved by your excellency, April 19, 1869. That act did not make any specific appropriation for the purpose, but authorized the Board to use certain funds appropriated for defraying the ordinary expenses of the institution, in securing a supply of water. This the Board have done, and in consequence have been compelled to create a debt upon the credit of the institution. In this the Board have only discharged the duty which they felt instructed to perform by the act above named. The Board feel that it is unwise to require the institution to carry a deficiency, and hope to be able in the future, as in the past, to meet all obligations promptly at maturity.

In conclusion, the Board would express their earnest desire that your excellency would, at an early day, visit the institution and make a personal inspection of these works, and of any other matters pertaining to the efficiency of the institution, in all which they are assured of your earnest interest.

Respectfully submitted.

ROBERT BOAL,
J. A. CHESNUT,
WM. P. BARR,
PHILIP G. GILLET,

Board of Directors Illinois Institution for Deaf and Dumb.

By request of the President, unanimous consent was given Mrs. Edwards to use the Senate Chamber on the evening of the 7th inst., for the purpose of lecturing in the same.

On motion of Mr. Shephard,

Senate bill, No. 114, for "An act to make the annual report of the Auditor of Public Accounts of the State of Illinois, evidence in the courts of this State,"

Was taken up, and read at large a second time.

Mr. Underwood offered the following amendment; which was adopted:

Amend section 1, by adding after "plaintiff" the words "or defendants."

On motion of Mr. Shephard,

The bill and amendments were recommitted to the committee on judiciary.

On motion of Mr. Langley,

Senate bill, No. 147, for "An act to appropriate such sum of money as may be necessary to remove the remains of the late Governor Bissell to Oak Ridge Cemetery,"

Was taken up and read at large a second time.

On motion of Mr. Starne,

The bill was laid on the table.

At 5:40 o'clock P. M.,

On motion of Mr. Snapp,

The Senate adjourned.

THURSDAY, MARCH 2, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Dr. Bergen.

The journal of yesterday was being read, when,

On motion of Mr. Fuller,

The further reading of the same was dispensed with.

On motion of Mr. Eddy,

The rules were suspended, and

Mr. Eddy introduced

Senate bill, No. 207, for "An act to authorize the formation of associations for the improvement of the water power of Fox River and other rivers and streams in this State."

Which was read at large a first time, and

Referred to the committee on corporations.

The rules being further suspended,

Mr. Eddy introduced

Senate bill, No. 208, for "An act authorizing verbal testimony to be given, showing what representations were made by railroads and subscriptions to aid in the construction of railroads."

Which was read at large a first time, and
Referred to the committee on railroads and warehouses.

Mr. Eddy presented a memorial, with a draft of a bill, relating to certain church property ; which was
Referred to the committee on state charitable institutions.

Mr. Eddy presented the following report of the judge of the 28th Judicial Circuit ; which was referred to the committee on judiciary :

To the General Assembly of the State of Illinois :

In obedience to the requirements of the 31st section of article 6 of the constitution, I hereby report that during the last preceding two years I have held court in the counties composing my circuit (28th) 267 days, as follows :

KANE COUNTY.			No. days.
February term, 1869.....			27
May " "			20
October " "			35
			—82
February term, 1870.....			26
May " "			21
October " "			88
			—85
			— 167
DU PAGE COUNTY.			No. days.
March term, 1869.....			6
May " 1869 (special)			27
Sept. " 1869			7
			—40
March term, 1870.....			19
June " 1870 (special).....			12
Sept. " 1870.....			4
Dec. " 1870 (special).....			25
			—60
			— 100
			267

The December special term, 1870, in DuPage county, extended into January, 1871, thirteen days.

Respectfully submitted, this 30th day of Jan., A. D. 1871, at Elgin, Illinois.
SILVANUS WILCOX,
Judge Twenty-eighth Judicial Circuit.

On motion of Mr. Edsall,
Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages,"
Was recommitted to the committee on municipalities.

On motion of Mr. Edsall,
Senate bill, No. 180, for "An act to enable cities to become incorporated under general incorporation law, and to regulate their municipal affairs,"
Was recommitted to the committee on municipalities.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 114, for "An act to make the annual report of the Auditor of Public Accounts of the State of Illinois evidence in the courts of this State," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 195, for "An act for the appointment of official reporters of proceeding in the courts of Illinois," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Eddy presented a communication, relative to life insurance; which was

Referred to the committee on insurance.

Mr. Crawford, from the committee on finance, called up Senate bill No. 107, which had been read at large a second time, and reported the following amendment; which was adopted:

Amend section 13, by striking out section 13 and inserting as follows: "Said commissioners shall not obligate the State for the payment of any sum of money in excess of appropriations made for that purpose. The accounts of the expenditures of said commissioners shall be certified to by said commissioners, or a majority of them, approved by the Governor and audited by the Auditor. The Auditor shall thereupon draw his warrant upon the Treasurer therefor, to be paid out of the fund hereinbefore provided, in favor of the party to whom the account shall be due."

Mr. Crawford offered the following amendments; which were adopted:

Amend section 11, by inserting after the word "collected," in 9th line, the following: "in excess of current expenses." Also, striking out "that all charges," in 12th line, and insert "and for all expenditures made by." Also, strike out all after the word "expenses," in 13th line, and insert "they shall file, quarterly, satisfactory vouchers for the same with the Auditor."

Mr. Crawford offered the following amendment; which was adopted:

Amend section 17, by striking out the word "if," in 3d line, and inserting "not less than."

Mr. Crawford offered the following amendment; which was adopted:

Amend section 10, by adding, "which estimate shall be examined and approved by the Governor, and filed with the Auditor, before the appropriation herein can be drawn."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to wit:

House bill, No. 359, for "An act to repeal an act entitled 'an act to change the time of holding town meetings in Will county, create election precincts, and provide for the election of commissioners of highways for the town of Joliet,' so as to restore the provisions of the general law to effect in said county, in regard to the time of holding the annual town meetings and the election of town officers."

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Jewett, from the committee on municipalities, to which was referred Senate bill, No. 136, for "An act relative to public parks and boulevards," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Jewett, from the committee on municipalities, to which was referred Senate bill, No. 142, for "An act to provide for the enlargement and completion of public parks, and the management thereof," reported the same back, with amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Jewett, from the committee on municipalities, to which was referred Senate bill, No. 152, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Harlan, from the committee on enrolled and engrossed bills, reported that bills of the following titles have been correctly engrossed, to-wit :

Senate bill, No. 204, for "An act to avoid inconveniences arising from changing the times of holding the terms of courts."

Senate bill, No. 86, for "An act to fix the times of holding the courts in the Twenty-second Judicial Circuit."

Mr. Hunter, from the committee on geology and science, presented the following report, and asked that the same be spread upon the journal :

HON. JOHN DOUGHERTY, *President of the Senate* :

By instruction of the Senate committee on geology and science, I ask leave to submit the following report :

That soon after the late fire, in the city of Springfield, which destroyed the building occupied by the State Geologist as a store house for the State geological collection, your said committee proceeded to inspect said collection, and to inquire into the extent of loss to said collection, resulting from said fire. And would further report, that owing to the efficient and skillful workings of the fire department of said city, and the energetic labors of the citizens of Springfield, and others present at said fire, almost the entire geological collection was saved, with but a slight damage—and that mostly to the part of said collection that can be replaced. And would further report, that under the order and supervision of the Secretary of State said collection has been removed to a safe deposit in the post-office building in this city, courteously tendered by the United States officials for that purpose—Dr. M. S. Emil having rendered valuable scientific assistance in the removal of said collection.

All of which is respectfully submitted, this 28th day of Feb. 1871.

J. M. HUNTER, *Chairman*.

Mr. Beveridge, from the committee on domestic relations, to which was referred Senate bill, No. 158, for "An act relating to parent and child," reported the same back, with amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a second reading and 250 copies ordered printed.

Mr. Beveridge, from the committee on domestic relations, to which was referred Senate bill, No. 10, for "An act to equalize the rights and responsibilities of husband and wife," reported the same back, and recommended that it lie on the table.

The report of the committee was concurred in, and the bill
Laid on the table.

Mr. Beveridge, from the committee on domestic relations, to which was referred Senate bill, No. 75, for "An act regulating the rights and liabilities of married women doing business in their own names," reported the same back, and recommended that it lie on the table.

The report of the committee was concurred in, and the bill
Laid on the table.

The rules being suspended,

Mr. Van Dorston offered the following resolution ; which was adopted :

Resolved, That the thanks of the Senate are hereby extended to his excellency, Hon. John T. Hoffman, Governor of the State of New York, for his kindness in furnishing to the Secretary of State three hundred copies of the Report of Commissioners on Taxes and Assessments by the State of New York, of which the Hon. David Wells is chairman ; and that the Secretary of State transmit a certified copy to his excellency, the Governor of New York.

On motion of Mr. Bangs,

Senate bill, No. 65, for "An act to change the name of the Recorder's Court of the city of Peru and define its jurisdiction,"

Was taken up, read at large a second time, and,

Laid on the table, and 500 copies ordered printed.

At 11 o'clock A. M., the President announced the special order ; which was the consideration of

Senate bill, No. 186, for "An act in relation to the Penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet.' "

Mr. Casey offered a substitute.

On motion of Mr. Snapp,

The substitute was laid on the table, and made the special order for Wednesday next, at 11 o'clock A. M., and 250 copies of the same ordered printed.

Mr. Jackson presented a communication from the secretary of an agricultural society ; which was

Referred to the committee on agriculture and drainage.

Mr. Bush offered the following resolution :

Resolved, That the committee on fees and salaries are hereby instructed to report a bill for an act to carry out the provisions of section 18, article —, of the constitution.

The rules were suspended, and the resolution was adopted.

Mr. Epler introduced

Senate bill, No. 209, for "An act declaring the insolvency of any insurance company, doing business in this State, in suits by such company upon notes given for policies of insurance pleadable as partial or total failure of consideration."

Which was read at large a first time, and
Referred to the committee on judiciary.

Mr. Fuller introduced

Senate bill, No. 210, for "An act to amend the chapter of the Revised Statutes, entitled 'Limitations.'"

Which was read at large a first time, and
Referred to the committee on judiciary.

Mr. Woodard introduced

Senate bill, No. 211, for "An act establishing a State Board of Prison Instruction, providing for prison education, the establishment and maintenance of prison libraries, and authorizing appropriations to carry into effect the provisions of said act."

Which was read at large a first time, and
Referred to the committee on state charitable institutions.

Mr. Underwood introduced

Senate bill, No. 212, for "An act to provide for the establishment, and to regulate the jurisdiction, of courts of record in cities."

Which was read at large a first time, and
Referred to the committee on judiciary.

Mr. Underwood introduced

Senate bill, No. 213, for "An act in relation to the mode of proving title to the lands granted to the Illinois Central Railroad Company."

Which was read at large a first time, and
Referred to the committee on judiciary.

Mr. Vaughn introduced

Senate bill, No. 214, for "An act to establish reasonable maximum rates of charges for the transportation of passengers and freights, on the different railroads in this State."

Which was read at large a first time, and
Laid on the table, and 500 copies ordered printed.

On motion of Mr. Snapp,

House bill, No. 359, for "An act to repeal an act entitled 'an act to change the time of holding town meetings in Will county, create election precincts, and provide for the election of commissioners of highways for the town of Joliet,' so as to restore the provisions of the general law to effect in said county, in regard to the time of holding the annual town meetings and the election of town officers,"

Was taken up, read at large a first time, and
Ordered to a second reading.

Mr. Starne introduced

Senate bill, No. 215, for "An act to repeal 'an act providing for the repayment to any municipal corporation of their proportion of county taxes expended in appropriations for roads and bridges.'"

Which was read at large a first time, and
Referred to the committee on municipalities.

On motion of Mr. Jewett,
Senate bill, No. 174, for "An act to fix the time and places of holding the Supreme Court,"

Was taken up and read at large a second time.

On motion of Mr. Edsall,
The word "third," in the first section, was stricken out, and the word "second" inserted.

The bill was then ordered engrossed and printed for a third reading.

At 1 o'clock P. M.,

On motion of Mr. Washburn,
The Senate adjourned.

FRIDAY, MARCH 3, 1871.

Senate met, pursuant to adjournment.

The journal of yesterday was being read, when,

On motion of Mr. Harlan,
The further reading of the same was dispensed with.

Leave of absence was granted Mr. Edsall to meet with committee.
Mr. Flagg asked leave of absence for Messrs. Holcomb and Gibson ;
which was granted.

Mr. Underwood asked leave of absence for Mr. Alexander, on account of sickness in his family ; which was granted.

Mr. Underwood presented a petition relating to a general railroad law ; which was

Referred to the committee on corporations.

Mr. Pierce presented a petition relative to amendments to the city charter of Morris ; which was

Referred to the committee on municipalities.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 121, for "An act in regard to practice in courts of record," reported the same back, with amendments, and recommended the adoption of the same.

Mr. Edsall offered the following amendment :

Amend Senate bill, No. 121, by striking out section 3.

The amendment was adopted.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Vaughn obtained leave of the Senate to introduce the following resolution :

Resolved, That five hundred copies of the table of freight tariffs, accompanying Senate bill No. 214, be printed for the use of members of the General Assembly.

The rules were suspended, and the resolution was adopted.

Leave of absence was granted Mr. Vaughn until 12 o'clock to-day.

Leave was given Mr. Boyd to introduce the following resolution :

Resolved by the Senate, the House of Representatives concurring therein, That when this General Assembly adjourns on Wednesday, the 15th day of March, A. D. 1871, it adjourn to meet again on Wednesday, the 17th day of May next, at 10 o'clock A. M. of said day; and that during such recess neither the members of the General Assembly, nor any of the elective officers or appointees thereof, shall be entitled to or allowed to draw any pay or per diem.

Mr. Boyd moved to suspend the rules for the purpose of considering the resolution.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 21
Nays..... 13

Those voting in the affirmative are,

Messrs. Bangs, Beveridge, Boyd, Bush, Crawford, Casey, Donahue,	Messrs. Early, Flagg, Fuller, Jewett, Landrigan, McNulta, Pierce,	Messrs. Senter, Shephard, Starne, Strevell, Underwood, Voris, Wilkinson.
---	---	--

Those voting in the negative are,

Messrs. Bishop, Epler, Hunter, Kerr, Little,	Messrs. Nicholson, Reddick, Richardson, Snapp,	Messrs. Tincher, Vaughn, Wilkinson, Williams.
--	---	--

So the Senate refused to suspend the rules.

On motion of Mr. Fuller,

The rules were suspended for the purpose of taking up Senate bill No. 166.

Senate bill, No. 166, for "An act to prevent unjust discrimination and extortions in the rates to be charged by the different railroads in this State, for the transportation of freight on said roads,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 39
Nays..... 2

Those voting in the affirmative are,

Messrs. Bangs, Beveridge, Boyd, Bush, Crawford, Casey, Donahue, Dore, Early, Edsall, Epler, Flagg, Fuller.	Messrs. Hunter, Jackson, Kerr, Landrigan, Langley, Lanning, Little, Marsh, McNulta, Nicholson, Pierce, Reddick, Richardson,	Messrs. Senter, Snapp, Solomon, Starne, Strevell, Tincher, Underwood, Voris, Washburn, Whiting, Wilkinson, Williams, Woodard.
--	---	---

Messrs. Jewett and Shephard voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The rules being further suspended,

House bill, No. 359, for "An act to repeal an act entitled 'an act to change the time of holding town meetings in Will county, create election precincts, and provide for the election of commissioners of highways for the town of Joliet,' so as to restore the provisions of the general law to effect in said county, in regard to the time of holding the annual town meetings and the election of town officers,"

Was taken up and read at large a second time, and

Ordered to a third reading.

Mr. Shephard, from the committee on corporations, to which was referred Senate bill, No. 89, for "An act to authorize monumental associations to build foot bridges," reported the same back, and recommended that the bill lie on the table until the 4th day of July, 1872.

The report of the committee was concurred in, and the bill

Laid on the table until 4th July, 1872.

Mr. Williams, from the committee on corporations, to which was referred a memorial and draft of a bill in relation to the Third Order of St. Francis, in the city of Joliet, reported the same back, and recommended that it be laid on the table until 4th July, 1872.

The report of the committee was concurred in, and the memorial

Laid on the table till 4th July, 1872.

Mr. McNulta, from the committee on corporations, to which was referred Senate bill, No. 155, for "An act to encourage colleges and other seminaries of learning," reported the same back, and recommended that the bill be laid on the table until 4th July, 1872.

On motion of M. Epler,

The bill was recommitted to the committee on corporations.

Mr. McNulta, from the committee on corporations, introduced Senate bill, No. 216, for "An act concerning corporations, and for the regulating of the managers, agents and officers thereof."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. McNulta,

Five hundred copies were ordered printed.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred Senate bill, No. 56, for "An act to provide for the election of directors and managers of incorporated companies," reported the same back, and recommended that the bill be laid on the table until 1st of July, 1872.

The report of the committee was concurred in, and the bill

Laid on the table until the 1st July, 1872.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred Senate bill, No. 208, for "An act authorizing verbal testimony to be given showing what representations were made by railroad agents and officials, to secure bonds and subscriptions to aid in the construction of railroads," reported the same back, and recommended that the bill be recommitted to the committee on judiciary.

The report of the committee was concurred in, and the bill

Recommitted to the committee on judiciary.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred sundry petitions, reported the same back, and recommended that the petitions be laid on the table.

The report of the committee was concurred in, and the petitions
Laid on the table.

Mr. Woodard, from the committee on railroads and warehouses, to which was referred Senate bill, No. 68, for "An act to locate street or horse railroads, with power of condemnation of private property, and to carry freight," reported the same back, and recommended that the bill be laid on the table until 4th July, 1872.

The report of the committee was concurred in, and the bill
Laid on the table until 4th of July, 1872.

Mr. Fuller asked and obtained leave to introduce the following resolution :

Resolved, That on Thursday next all appropriation bills then pending in the Senate shall be considered privileged bills, and that at 10 o'clock on that day the Senate will proceed to the consideration of such bills in numerical order, and continue their consideration until the same shall be disposed of.

The rules were suspended, and the resolution adopted.

Mr. Bangs moved to suspend the rules for the purpose of taking up a resolution; which motion was lost.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that bills of the following titles had been properly engrossed, to-wit :

Senate bill, No. 107, for "An act to appoint commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois river."

Senate bill, No. 174, for "An act to fix the times and places of holding the Supreme Court."

Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State government heretofore unprovided for."

Mr. Jewett, from the committee on banks and banking, to which was referred Senate bill, No. 131, for "An act to regulate interest on deposits, and to prevent evasions of the statutes against usury," reported the same back, without recommendation.

On motion of Mr. Tincher,

The bill was laid on the table, and 250 copies ordered printed.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 74, for "An act making appropriations for the erection of a chapel and school buildings for the Illinois Institution for the Education of the Deaf and Dumb, and for the re-erection of the south wing of said institution," reported the same back with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 73, for "An act for the support of

the Illinois Institution for the Education of the Deaf and Dumb," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 183, for "An act to repeal an act entitled 'an act to provide for the appointment of a Board of Commissioners of Public Charities, and defining their duties and powers'," reported the same back, and recommended that the bill be laid on the table until the 4th of July, 1872.

The report of the committee was concurred in, and the bill
Laid on the table until the 4th of July, 1872.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 170, for "An act to repeal so much of an act entitled 'an act to locate, erect and carry on an Asylum for the Insane,' approved April 10, 1869, as requires compensation for care and board of patients," reported the same back, and recommended that the bill be laid on the table until the 4th of July, 1872.

The report of the committee was concurred in, and the bill
Laid on the table until the 4th of July, 1872.

Mr. Pierce, from the committee on state charitable institutions, to which was referred a resolution relative to the incurable insane, reported the same back and recommended that the resolution be laid on the table.

The report of the committee was concurred in, and the resolution
Laid on the table.

Mr. Pierce, from the committee on state charitable institutions, made the following report, and asked that it be spread on the journal:

MR. W. P. PIERCE,

Chairman of the Senate Committee on Public Charities.

SIR: In obedience to a request of your committee I beg leave to report that M. C. Goltra, master-builder, of Jacksonville, Illinois, and myself, appointed to examine the south wing of the Deaf and Dumb Asylum in Jacksonville, in relation to its stability, have carefully examined the said part of the building from the foundation to the roof, and we agree to all of the following:

We found the foundation walls in a very poor condition, being built with hardly any mortar, and that mortar of the poorest quality, all the stone composing it being scarcely bound together, and we found them in a very unsafe and dangerous condition—since the excavation of an outside area and of a low cellar under part of the building, has left the bottom of the foundation above the level of the surrounding ground. We found, also, that the brick walls on each side of the longitudinal wall have been suppressed in the first story, and replaced by iron columns and wood girders to support the balance of the walls above and that no sufficient precaution has been taken for the support of the heavy weight of these stories of brick wall with floors and roof, on a

sufficient large surface of the old foundations, and these columns have sunk from 2 "to 3," this sinkage being occasioned by the crushing of the stem below, or by the settlement of the ground underneath, and in either case, are in a very dangerous condition, and may crush at any time, bringing down the whole of that part of the building, if not *immediately* replaced with larger foundations. The sinking of these columns, with the insufficient foundations of the walls, has occasioned large cracks in the inside and outside walls, bulging these last ones a few inches at different places, and even dividing the outside wall at the top into two separate walls, in breaking the bands between the outside and inside face of the same. It is also plain that by the uneven settlement of the building, as well as by the poor quality of the mortar, and by the unsufficiency of the heading courses in the walls, the bands in the work are more or less broken. The door jambs and window frames are out of plumb and opening in the joints; many of the sills are broken; and cracks extending the full thickness of the walls, and also in the chimney flues, are seen in many places. We found, also, that there are no trimmers for the flues, and that, with the cracks in the walls, puts the building in a condition to take fire at any time, which would endanger not only the south wing, but the whole of the Institution. We would, for that reason, respectfully advise you to order immediately the discontinuation of any fire leading to the flues of that part of the building. The repairing of this wing, to make it secure for a couple of years, would, in our opinion, be both a dangerous and costly operation, as all the foundations would have to be replaced and made deeper, and as it would be difficult, if not impossible, to support the broken walls above for the time of performing the operation. We would not advise it in any way.

On that account, and in consideration of the dilapidation of the whole building, of the bad condition of the floors and ceilings, of the inside doors being all out of shape, and the window-frames broken open, and of the amount of repairs that would continue necessary until the building is pulled down, we would respectfully advise the rebuilding of this wing. It would cost, to rebuild on the same plan, and in using all the old material suitable for the new work, \$20,000 or \$22,000. We however believe, inasmuch as the balance of the building is in a good condition, and of good architecture and design, that it would be advisable to rebuild it to correspond exactly with the north wing, and complete the fine design of the exterior and the plan of the interior, and in this case it will need to be somewhat larger, and to have the basement and first story of cut stone, and the whole would cost from \$26,000 to \$30,000.

On account of a defect in the rear part of the main building, near its junction with the preceding wing, two piers in rear walls of basement, and the angles of same, ought to be replaced at an expense of \$1,500 or less. It may not yet be dangerous or insecure, but it exposes that part of the building which appears strongly and substantially put up, and presenting a fine architectural effect, to worse disintegration, which will cost hereafter considerable money to repair.

All of which is respectfully submitted, by M. C. Goltra and myself.

A. H. PIQUENARD,
Arch't, Springfield, Ill.

**Messrs. Fuller,
Hampton,
Harlan,
Hunter,
Jackson,**

Messrs. Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Shephard,
Solomon,
Starne,

Messrs. Strevell,
Tincher,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Bishop,

Mr. Underwood,

Mr. Washburn.

So the resolution was adopted.

Mr. Hunter, from the committee on geology and science, to which was referred Senate bill, No. 58, for "An act to provide for a botanical survey of the State of Illinois," reported the same back, with recommendation that the bill be laid on the table and 250 copies printed.

The report of the committee was concurred in, and the bill Laid on the table and 250 copies ordered printed.

Mr. Tincher called up Senate bill No. 115.

Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State Government heretofore unprovided for,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 39
Nays 00

Those voting in the affirmative are,

Messrs. Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Early,
Eddy,
Epler,
Fuller,
Hampton,
Harlan,

Messrs. Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

This bill expressing an emergency in the body of the act rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

On motion of Mr. Hunter,

The rules were suspended, and,

Senate bill No. 128 was taken up, and ordered to a second reading.

Mr. Crawford offered the following resolution:

Resolved by the Senate, the House of Representatives concurring therein, That a committee of five be appointed, consisting of three from the House and two from the Senate, to examine and report what bills, now before the General Assembly, should be passed before the adjournment, and also suggest such other subjects not covered by such bills, that should be acted upon before such adjournment; and

that they recommend such plan or rules as will expedite the passage of such bills before the adjournment, not later than the 17th inst., and then until the 15th day of November.

Mr. Little moved to suspend the rules to take up the resolution.
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas16
Nays19

Those voting in the affirmative are,

Messrs. Bishop,
Bush,
Crawford,
Landrigan,
Langley,
Little,

Messrs. Marsh,
Nicholson,
Shephard,
Solomon,
Starne,

Messrs. Tincher,
Underwood,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Beveridge,
Boyd,
Casey,
Early,
Eddy,
Epler,
Hampton,

Messrs. Harlan,
Hunter,
Jackson,
Kerr,
Lanning,
Reddick,

Messrs. Richardson,
Senter,
Strevell,
Voriss,
Washburn,
Williams.

So the Senate refused to suspend the rules.

Mr. Casey asked leave of absence for Messrs. Jewett and Dore; which was granted.

Mr. Boyd asked leave of absence for Mr. Van Dorston; which was granted.

Leave of absence was granted Mr. Underwood until Monday morning.

Mr. Kerr introduced

Senate bill, No. 218, for "An act to prevent attorneys-at-law residing in the State of Pennsylvania, from practicing in the courts in this State."

Which was read at large a first time, and

Referred to the committee on federal relations.

Mr. Woodard introduced

Senate bill, No. 219, for "An act in reference to reform schools and houses of refuge established by cities and counties."

Which was read at large a first time, and

Referred to the committee on municipalities.

Mr. Boyd introduced

Senate bill, No. 220, for "An act to amend an act entitled 'an act to incorporate the Canton Cemetery Company,' approved February 1, 1851."

Which was read at large a first time, and

Referred to the committee on judiciary.

Senate bill, No. 111, for "An act to authorize the election of women to school offices,"

Was taken up, and read at large a third time.

Mr. Boyd moved to lay the bill on the table until the 4th day of July, 1872.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 14
Nays..... 24

Those voting in the affirmative are,

Messrs. Bishop,
Boyd,
Bush,
Casey,
Epler,

Messrs. Harlan,
Landrigan,
Nicholson,
Shephard,
Solomon,

Messrs. Starne,
Voris,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Beveridge,
Crawford,
Donahue,
Eddy,
Flagg,
Fuller,
Hampton,
Hunter,

Messrs. Jackson,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Strevel,
Tincher,
Underwood,
Whiting,
Wilkinson,
Woodard.

So the Senate refused to lay the bill on the table.

Mr. Woodard moved to recommit the bill to the committee on domestic relations.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 23
Nays 14

Those voting in the affirmative are,

Messrs. Beveridge,
Crawford,
Donahue,
Eddy,
Flagg,
Fuller,
Hampton,
Hunter,

Messrs. Jackson,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Tincher,
Underwood,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Boyd,
Bush,
Casey,
Epler,

Messrs. Harlan,
Landrigan,
Nicholson,
Shephard,
Solomon,

Messrs. Starne,
Voris,
Washburn,
Williams.

So the Senate refused to recommit the bill.

Senate bill, No. 72, for "An act requiring all savings banks and banking corporations to make quarterly statements,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 32
Nays 5

Those voting in the affirmative are,

Messrs. Beveridge,
Bishop,
Bush,
Crawford,
Casey,

Messrs. Donahue,
Early,
Epler,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Hunter,
Landrigan,
Langley,

Messrs. Lanning,
Little,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Shephard,
Solomon,
Starne,
Strevel,
Tincher,
Underwood,

Messrs. Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Eddy,

Messrs. Jackson,
Senter,

Mr. Voris.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 42, for "An act to repeal an act entitled 'an act to consolidate certain townships for school purposes in the county of Cook,' approved March 29, 1869, and for the equitable division of the school funds and property of said townships,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 32
Nays 5

Those voting in the affirmative are,

Messrs. Beveridge,
Bishop,
Boyd,
Casey,
Donahue,
Early,
Eddy,
Flagg,
Hampton,
Harlan,
Hunter,

Messrs. Jackson,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Senter,

Messrs. Solomon,
Starne,
Strevel,
Tincher,
Underwood,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Crawford,

Messrs. Fuller,
Shephard,

Mr. Washburn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 112, for "An act to legalize the payment by the Governor of certain funds belonging to the State to the Penitentiary Commissioners,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 34
Nays 1

Those voting in the affirmative are,

Messrs. Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Early,

Messrs. Eddy,
Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Hunter,
Landrigan,

Messrs. Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Senter,

Messrs. Shephard,
Solomon,
Starne,
Strevell,

Messrs. Underwood,
Voriz,
Whiting,

Messrs. Wilkinson,
Williams,
Woodard.

Mr. Washburn voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

At 12:30 o'clock P. M., Mr. Strevell moved that the Senate adjourn until 2:30 o'clock P. M.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 32
Nays..... 5

Those voting in the affirmative are,

Messrs. Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Hunter,

Messrs. Jackson,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Senter,
Solomon,

Messrs. Starne,
Strevell,
Tincher,
Underwood,
Voriz,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Donahue,

Messrs. Eddy,
McNulta,

Mr. Shephard.

So the Senate adjourned until 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

Senate met, pursuant to adjournment.

The President announced that there was not a quorum present.

On motion of Mr. Strevell,

A call of the Senate was ordered.

The following Senators (27) answered to their names:

Messrs. Beveridge,
Bishop,
Boyd,
Bush,
Casey,
Early,
Flagg,
Fuller,
Hampton,

Messrs. Kerr,
Landrigan,
Langley,
Marsh,
Nicholson,
Pierce,
Reddick,
Senter,
Shephard,

Messrs. Solomon,
Starne,
Strevell,
Tincher,
Voriz,
Washburn,
Whiting,
Williams,
Woodard.

On motion of Mr. Tincher,

Further proceedings under the call were dispensed with.

On motion of Mr. Kerr,

Leave of absence was granted Mr. Bangs until Monday.

On motion of Mr. Tincher,
Leave of absence was granted Mr. Snapp until Monday.

On motion of Mr. Beveridge,
Leave of absence was granted Mr. Eddy.

On motion of Mr. Whiting,
The rules were suspended, and bills on their second reading were taken up.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit:

WHEREAS the great and rapidly increasing business of this State demands increased facilities for the administration of justice, particularly in the Federal Courts; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That our Senators in Congress are instructed, and our Representatives are requested, to use all their influence to procure the passage of a law of Congress creating a new district for judicial purposes in the State of Illinois, in that part of the State, including the county of Peoria and such other counties in that vicinity, as will be best accommodated in such district.

Senate bill, No. 159, for "An act to prescribe the duties of masters in chancery, and to regulate the appointment of special commissioners,"

Was taken up, read at large a second time, and,

On motion of Mr. Underwood,
Referred to the committee on judiciary.

Senate bill, No. 165, for "An act in regard to contracts,"

Was taken up, and laid on the table.

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois,"

Was taken up, read at large a second time, and,

On motion of Mr. Flagg,
The bill was recommitted to the committee on agriculture and drainage.

On motion of Mr. Underwood,

Senate bill, No. 165, for "An act in regard to contracts,"

Was referred to the committee on judiciary.

Leave of absence was granted Mr. Kerr, to serve on committee.

Senate bill, No. 161, for "An act to create a Board of Pardon,"

Was taken up, read at large a second time, and

Recommitted to the committee on judiciary.

Senate bill, No. 203, for "An act providing for the payment of the school tax fund orders and the school fund interest orders,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1st, 1871, to July 1st, 1873,"

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for a third reading.

Senate bill, No. 137, for "An act incorporating the Illinois Institution for the Education of Feeble-minded Children,"

Was taken up, read at large a second time, and,

On motion of Mr. Pierce,

The preamble of the bill was stricken out.

On motion of Mr. Fuller,

Section 14 of the bill was stricken out, and the bill

Ordered to be engrossed and printed for a third reading.

Senate bill, No. 177, for "An act to punish officers for collecting or receiving illegal fees,"

Was taken up and read at large a second time.

Mr. Washburn offered the following amendment; which was adopted:

Insert the words "not less than nor," before the word "exceeding."

Mr. Tincher offered the following amendment; which was adopted:

Add, "and that all laws special, now in force, concerning fees, are hereby repealed."

The bill, as amended, was then ordered to be engrossed and printed for a third reading.

Senate bill, No. 187, for "An act to repeal an act to vacate the town plat of the town of Cummington, in Macoupin county, Illinois,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Senate bill, No. 122, for "An act to provide for the early completion of the new State House,"

Was taken up, and read at large a second time.

Mr. Little offered the following amendment:

Strike out "who may" and insert "shall not."

The question then being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 5
Nays..... 29

Those voting in the affirmative are,

Messrs. Little,
Reddick,

Messrs. Washburn,
Whiting,

Mr. Woodard.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Early,
Epler,
Flagg,

Messrs. Fuller,
Hampton,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pieroe,

Messrs. Richardson,
Senter,
Shephard,
Solomon,
Starne,
Strevell,
Tincher,
Voriss,
Williams.

So the amendment was not adopted.

Mr. Tincher offered the following amendment ; which was adopted:
For section 3 : "The State House Commissioners shall each receive for their services, one thousand dollars per annum, and no more : *Provided*, that one of their number may serve as Secretary and shall receive for such service fifteen hundred dollars, in addition to his one thousand dollars as Commissioner."

The bill, as amended, was then ordered to be engrossed and printed for a third reading.

Senate bill, No. 188, for "An act to create the office of Inspector of Coal Mines and to prescribe his powers and duties, and to provide for the health and safety of operative miners,"

Was taken up, and read at large a second time.

Mr. Whiting offered the following amendment ; which was adopted:
Insert in section 6, after the word "shall" in first line, the words "keep a full record of the statistics and other information he collects, with all his acts and doings as herein provided, and he shall." Also, add after the word "property," in 10th line, the words "and from what source."

Mr. Hampton offered the following amendment ; which was lost:
Amend by striking out all of section 7 after the words "sober person," in the 11th line.

The bill, as amended, was then ordered to be engrossed and printed for a third reading.

On motion of Mr. Crawford,

The rules were suspended, and

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 88, for "An act appropriating money to pay deficiency of appropriation for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said Hospital, to make repairs and improvements, to procure new boiler, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Senate bill, No. 198, for "An act making appropriations for the State Reform School,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Senate bill, No. 73, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University."

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Senate bill, No. 114, for "An act to make the annual report of the Auditor of Public Accounts of the State of Illinois evidence in the courts of this State,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Senate bill, No. 74, for "An act making appropriations for the erection of a chapel and school buildings for the Illinois Institution for the Education of the Deaf and Dumb, and for the re-erection of the south wing of said institution,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

On motion of Mr. Epler,

Senate bill, No. 88, for "An act appropriating money to pay deficiencies of appropriations for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said Hospital, to make repairs and improvements, to procure new boilers, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Leave of absence was granted Mr. Fuller until next Thursday.

Leave of absence was granted Mr. Hunter until next Thursday.

Mr. Bush asked leave of absence for Mr. Shephard; which was granted.

Mr. Epler asked leave of absence for Messrs. Jackson and Harlan ; which was granted.

Mr. Crawford asked leave of absence for Mr. Vaughn ; which was granted.

Leave of absence was granted Mr. Beveridge until Tuesday.

Mr. McNulta moved to adjourn.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas. 16
Nays. 12

Those voting in the affirmative are,

**Messrs. Crawford,
Early,
Flagg,
Hampton,
Landrigan,
Langley,**

**Messrs. McNulta,
Pierce,
Reddick,
Senter,
Solomon.**

**Messrs. Starne,
Strevell,
Washburn,
Whiting,
Williams.**

Those voting in the negative are,

**Messrs. Beveridge,
Bush,
Donahue,
Epler,**

**Messrs. Hunter,
Lanning,
Little,
• Marsh,**

**Messrs. Nicholson,
Tincher,
Wilkinson,
Woodard.**

So the Senate adjourned.

SATURDAY, MARCH 4, 1871.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Phillips.

The journal of yesterday was being read, when,

On motion of Mr. Tincher,

The further reading of the same was dispensed with.

The President announced there was not a quorum present.

Mr. Tincher moved to adjourn until 3 o'clock P. M. on Monday next; which motion was lost.

On motion of Mr. Edsall,

A call of the Senate was ordered.

The following Senators (27) answered to their names:

Messrs. Bishop,
Boyd,
Crawford,
Donahue,
Early,
Edsall,
Hampton,
Hunter,
Kerr,

Messrs. Langley,
Lanning,
Little,
McNulta,
Nicholsen,
Pierce,
Reddick,
Senter,
Solomon,

Messrs. Starne,
Strevell,
Tincher,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

Mr. Early asked leave of absence for Mr. Marsh; which was granted.

Mr. Starne asked leave of absence for Mr. Bush; which was granted.

Mr. Tincher moved that the Senate adjourn,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 6
Nays..... 17

Those voting in the affirmative are,

Messrs. Boyd,
Little,

Messrs. Nicholson,
Senter,

Messrs. Solomon,
Tincher.

Those voting in the negative are,

Messrs. Crawford,
Donahue,
Early,
Edsall,
Hampton,
Kerr,

Messrs. Lanning,
Pierce,
Reddick,
Starne,
Strevell,
Vaughn,

Messrs. Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

So the Senate refused to adjourn.

On motion of Mr. Reddick,

Further proceedings under the call were dispensed with.

On motion of Mr. Reddick,

Senate bill, No. 65, for "An act to change the name of the Recorder's Court of the city of Peru and define its jurisdiction,"

Was taken up, and

Ordered to be engrossed and printed for a third reading.

Mr. Nicholson presented a petition of certain citizens of Logan county, relative to change in the road laws; which was

Referred to the committee on roads and highways.

Mr. Vaughn presented a petition relative to keeping up domestic animals; which was

Referred to the committee on agriculture and drainage.

Mr. Vaughn presented a petition relative to the superintendent of schools of Knox county; which was

Referred to the committee on education.

Mr. Edsall, from the committee on municipalities, to which was referred Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages," reported the same back, with amendments, and recommended the adoption of the same.

Pending the reading of the amendments,

The President announced there was not a quorum present.

On motion of Mr. Little,
A call of the Senate was ordered.

The following Senators (24) answered to their names :

Messrs. Bishop,
Boyd,
Crawford,
Donahue,
Early,
Edsall,
Hampton,
Hunter,

Messrs. Kerr,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Senter,
Starne,

Messrs. Strevell,
Tincher,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

Mr. Kerr moved that the Senate adjourn.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....00
Nays.....28

Those voting in the negative are,

Messrs. Bishop,
Boyd,
Crawford,
Donahue,
Early,
Edsall,
Flagg,
Hampton,
Hunter,
Kerr,

Messrs. Landrigan,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Senter,

Messrs. Starne,
Strevell,
Tincher,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

On motion of Mr. Edsall,
Further proceedings under the call were dispensed with.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring herein, That the Governor be and he is hereby authorized to direct the Trustees of the Illinois Institution for the Education of the Deaf and Dumb, located at Jacksonville, to cause the south wing of the building to be abandoned at once, and to reduce the

number of pupils in said institution to a number that may be accommodated in the other parts of said building, unless the trustees can provide, temporarily, other accommodations for the pupils, without extra cost to the State.

In the adoption of which I am instructed to ask the concurrence of the Senate.

The reading of the amendments to Senate bill No. 178 was then resumed.

Leave of absence was granted Mr. Little for one hour.

Mr. Boyd moved to lay the bill and amendments on the table; which was lost.

The question then being upon concurring with the committee in their report,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 18
Nays..... .. 8

Those voting in the affirmative are,

Messrs. Bishop,
Crawford,
Edsall,
Epler,
Flagg,
Kerr,

Messrs. Landrigan,
Langley,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Starne,
Strevell,
Tincher,
Voris,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Boyd,
Donahue,
Early,

Messrs. Hampton,
Senter,
Vaughn,

Messrs. Washburn,
Williams.

So the report of the committee was concurred in.

The bill, as amended, was then ordered to a second reading.

The rules were suspended, and

Mr. McNulta, from the committee on education, to which was referred Senate bill, No. 217, for "An act to make appropriations for the the Soldiers' Orphans' Home, and to maintain said institution for the next two years," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill and amendments

Recommitted to the committee on finance.

Mr. Strevell, from the committee on agriculture and drainage, to which was referred Senate bill, No. 171, for "An act to create a Department of Agriculture in the State of Illinois," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Ordered to a second reading and 250 copies ordered printed.

Mr. Epler moved that the Senate adjourn; which was lost.

On motion of Mr. Langley,
A call of the Senate was ordered.

The following Senators (24) answered to their names:

Messrs. Bishop,
Boyd,
Donahue,
Early,
Edsall,
Epler,
Flagg,
Hampton,

Messrs. Kerr,
Landrigan,
Langley,
McNulta,
Pierce,
Reddick,
Senter,
Starne,

Messrs. Strevell,
Tincher,
Vaughn,
Voriss,
Washburn,
Whiting,
Wilkinson,
Williams.

Mr. Tincher moved that the Senate adjourn until 3 o'clock P. M. on Monday next.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 15
Nays 9

Those voting in the affirmative are,

Messrs. Boyd,
Donahue,
Epler,
Flagg,
Hampton,

Messrs. Kerr,
Landrigan,
Langley,
Pierce,
Senter,

Messrs. Starne,
Tincher,
Vaughn,
Voriss,
Williams.

Those voting in the negative are,

Messrs. Bishop,
Early,
Edsall,

Messrs. McNulta,
Reddick,
Strevell,

Messrs. Washburn,
Whiting,
Wilkinson.

So the Senate, at 11:10 o'clock A. M., adjourned till 3 o'clock P. M. on Monday.

MONDAY, MARCH 6, 1871.

Senate met, pursuant to adjournment.

Mr. Strevell called the Senate to order.

On motion of Mr. Strevell,

Mr. Reddick was elected President *pro tempore* of the Senate.

The journal of yesterday was being read, when,

On motion of Mr. Langley,

The further reading of the same was dispensed with.

On motion of Mr. Starne,

The rules were suspended, and the reading of House messages was taken up.

House message relative to the relief of Joseph J. Petrie, was read, and,

On motion of Mr. Epler,

Referred to the committee on federal relations.

House message relative to distribution of reports of the Adjutant General, was taken up, read, and,

On motion of Mr. Starne,

Referred to the committee on military affairs.

House message relative to payment of all necessary expenses incurred by committees in visiting the different public institutions of the State, was read, and,

On motion of Mr. Underwood,

Referred to the committee on expenditures of the general assembly.

House message relative to taxation, was read, and,

On motion of Mr. Langley,

Referred to the committee on federal relations.

House message relative to scarcity of water at Jacksonville, and the purchase of Perry Springs, was read, and,

On motion of Mr. Epler,

Was laid on the table.

A message from the House of Representatives, by Mr. Magie.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS John Stilgebower, deceased, was an enlisted soldier of the State of Illinois, but was not mustered into the United States service, and therefore his children are debarred from the benefits of a pension,

Resolved by the House of Representatives, the Senate concurring herein, That the children of the said John Stilgebower be admitted into the Soldiers' Orphans' Home of the State of Illinois.

In the adoption of which I am instructed to ask the concurrence of the Senate.

House message relative to dykes in the Mississippi river, was taken up, and,

On motion of Mr. Starne,

Referred to the committee on canals and rivers.

House message relative to John Stilgebower and children, was read, and,

On motion of Mr. Edsall,

Referred to committee on military affairs.

On motion of Mr. Washburn,

The rules were further suspended, and

Mr. Washburn introduced

Senate bill, No. 221, for "An act to authorize county treasurers in counties not under township organization to receive the return of all unpaid taxes, and special assessments, and to collect and receive the same, and to sell real estate therefor."

Which was read at large a first time, and,

On motion,

Referred to the committee on revenue.

By unanimous consent, Mr. Langley, from the committee on military affairs, to which was referred Senate bill, No. 20, for "An act to authorize counties to equalize bounties among drafted men in the late war," reported the same back, and recommended its passage."

The report of the committee was concurred in, and the bill Ordered to a second reading.

On motion of Mr. Epler,

The rules were further suspended, and

House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust by the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company,"

Was taken up, read at large a first time, and

Referred to the committee on judiciary.

House bill, No. 244, for "An act to repeal 'an act to reduce the number of supervisors in Clay county,' approved March 8, 1869,"

Was taken up, read at large a first time, and

Referred to the committee on judiciary.

Mr. Epler moved to take up Senate bills on second reading; which was lost.

At 3:29 o'clock P. M.,

On motion of Mr. Edsall,
The Senate adjourned.

TUESDAY, MARCH 7, 1871.

The Senate met, pursuant to adjournment.

The President and President *pro tempore* being absent,
Mr. Tincher called the Senate to order, and,

On motion of Mr. Strevell,

Mr. Underwood was elected President *pro tempore*.

Prayer by Rev. Mr. Prentice.

The journal of yesterday was being read, when,

On motion of Mr. Voris,

The further reading of the same was dispensed with.

Mr. Pierce presented a remonstrance against the passage of a bill, to-wit: "An act to protect the people of Illinois from empiricism and imposture in the practice of medicine and surgery;" which was

Referred to the committee on judiciary.

Mr. Reddick presented a remonstrance, concerning the same subject; which was

Referred to the committee on judiciary.

Mr. Marsh presented a petition, concerning the same subject; which was

Referred to the committee on judiciary.

Mr. Whiting presented a petition, concerning the same subject; which was

Referred to the committee on judiciary.

Mr. Solomon presented petitions concerning the same subject; which were

Referred to the committee on judiciary.

Mr. Pierce, from the special committee concerning the loss of the State by the burning of the State bindery, made the following report ; which was,

On motion of Mr. Langley,

Referred to the committee on expenditures of the general assembly :

The select committee, appointed under the resolution of the General Assembly to ascertain the amount of loss sustained by the State by the recent fire, which consumed the building occupied by the public binder, and to report how many copies, if any, of the documents destroyed require re-printing, beg leave to submit the following report :

Your committee are satisfied, from the evidence presented, that the following reports had been printed and were in the hands of the public binder, when the fire occurred :

Report of State Entomologist	5,000
" " Canal Trustees	3,000
" " Industrial University	500
" " Canal Commissioners	2,500
" " Board of Public Charities.	2,500
" " Superintendent Public Instruction	2,200
" " Auditor of Public Accounts	9,000

In addition to the above, it appears that 2,000 copies of each of the following reports, designed for the bound volumes of the reports to the General Assembly, now authorized by law to be printed, were also in the hands of the binder, and likewise destroyed :

Industrial University Report	2,000
State Board of Equalization	2,000
Board of Public Charities	2,000
Superintendent of Public Instruction	2,000
Auditor's Reports	2,000
Treasurer's Report	2,000
Secretary of State	2,000
Feeble-minded Children	2,000
Canal Commissioners	2,000
Blind Asylum	2,000
Governor's Message	2,000
Insane Asylum	2,000
Soldiers' Orphans' Home	2,000
Northern Insane Asylum	2,000
State Agent of War Claims	2,000
State House Commissioners	2,000
Southern Normal School	2,000
Adjutant General's Report	2,000
State Reform School	2,000
Penitentiary Commissioners	2,000
Illinois and Michigan Canal	2,000
State Entomologist	2,000

Your committee would respectfully recommend the reprinting of the following reports :

Two thousand two hundred copies of the report of the Superintendent of Public Instruction, at an estimated cost (exclusive of the appendix of said report, which was not printed at the time the fire occurred) of \$320 98.

Two thousand five hundred copies of the report of the Commissioners of Public Charities, the cost of which will be \$782 41.

Three thousand copies of the report of the Trustees of the Illinois and Michigan Canal—the cost of which will be \$428 89.

Nine thousand copies of the Auditor's report—the cost of which will be \$3,027 42.

Five thousand copies of the report of the State Entomologist—the cost of which your committee could not definitely ascertain.

If the General Assembly shall decide to reprint the two thousand copies of all the reports to the General Assembly, to be bound in three volumes, for distribution under the present law, your committee estimate an additional expense for reprinting the same, of about \$4,000.

All of which is respectfully submitted.

W. P. PIERCE,
J. M. HUNTER,
Committee on part of the Senate.

THOMAS VENNUM,
JOHN HUMPHREY,
M. M. MORRILL,
Committee on part of the House.

Resolved by the Senate, the House of Representatives concurring therein, That the Secretary of State be and is hereby instructed to order the reprinting of two thousand two hundred copies of the report of the Superintendent of Public Instruction; twenty-five hundred copies of the report of the Board of Public Charities; three thousand copies of the report of the Trustees of the Illinois and Michigan Canal; five thousand copies of the report of the State Entomologist; and nine thousand copies of the report of the Auditor of Public Accounts.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed, to wit:

Senate bill, No. 30, for "An act relating to county, city, town, township, school district, and other municipal indebtedness, and to provide for the funding and payment of the same."

Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1st, 1871, to July 1st, 1873."

Senate bill, No. 74, for "An act making appropriations for the erection of a chapel and school buildings for the Illinois Institution for the Education of the Deaf and Dumb, and for the re-erection of the south wing of said institution."

Senate bill, No. 177, for "An act to punish officers for collecting or receiving illegal fees."

Senate bill, No. 187, for "An act to repeal an act to vacate the town plat of the town of Cummington, in Macoupin county, Illinois."

Senate bill, No. 203, for "An act providing for the payment of the school tax fund orders and the school fund interest orders."

Senate bill, No. 24, for "An act to provide for the investment of the funds in the State Treasury, belonging to the State debt fund, in the securities of the United States."

Senate bill, No. 85, for "An act appropriating money to pay deficiencies of appropriations for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray

the current expenses of said Hospital, to make repairs and improvements, to procure new boilers, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library."

Senate bill, No. 73, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb."

Senate bill, No. 198, for "An act making appropriations for the State Reform School."

Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University."

Senate bill, No. 122, for "An act to provide for the early completion of the new State House."

Senate bill, No. 114, for "An act to make the annual report of the Auditor of Public Accounts of the State of Illinois evidence in the courts of this State."

Senate bill, No. 188, for "An act to create the office of Inspector of Coal Mines, to prescribe his powers and duties, and to provide for the health and safety of operative miners."

Senate bill, No. 137, for "An act incorporating the Illinois Institution for the Education of Feeble-minded Children."

Mr. Bush called up House resolution concerning water supply at Jacksonville, and the obtaining of Perry Springs.

Mr. Epler offered the following amendment to the resolution :

Amend by striking out the preamble of the resolution.

On motion of Mr. Whiting,

The resolution and amendment were referred to the committee on state charitable institutions.

Mr. Flagg introduced

Senate bill, No. 222, for "An act to provide for the publication of the fifth volume of the report of the State Geologist, to fix the amount of his salary for the next two years, and to provide for the preparation of the final volume of said report."

Which was read at large a first time, and

Referred to the committee on finance.

Mr. Casey introduced

Senate bill, No. 223, for "An act providing for the construction of turnpike roads."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Van Dorston introduced

Senate bill, No. 224, for "An act to provide for the pay of the commissioners appointed to revise the statutes of the State of Illinois."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Woodard introduced

Senate bill, No. 225, for "An act to provide for the construction of train or wheel ways in public roads and streets, to facilitate travel and traffic with common wagons and vehicles."

Which was read at large a first time, and

Referred to the committee on railroads and warehouses

By unanimous consent, Mr. Underwood presented two petitions concerning the running of stock at large ; which were

Referred to the committee on agriculture and drainage.

Mr. Snapp introduced

Senate bill, No. 226, for "An act to repeal the act of 1861, approved February 21, relative to change of venue in criminal cases."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Pierce introduced

Senate bill, No. 227, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first of March, one thousand eight hundred and seventy-one, to the first of July, one thousand eight hundred and seventy-three."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Flagg introduced

Senate bill, No. 228, for "An act to amend 'an act for the establishment and maintenance of a Normal University,' approved February 18, 1857."

Which was read at large a first time, and

Ordered to a second reading.

Senate bill, No. 86, for "An act to fix the times of holding the courts in the Twenty-second Judicial Circuit."

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas35
Nays00

Those voting in the affirmative are,

Messrs. Bangs,
Bishop,
Crawford,
Dore,
Early,
Edsall,
Epler,
Gibson,
Hampton,
Holcomb,
Jewett,
Kerr,

Messrs. Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Shephard,
Snapp,

Messrs. Solomon,
Starne,
Strevel,
Tincher,
Underwood,
Vaughn,
Voris,
Washburn.
Whiting,
Wilkinson,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 59, for "An act to relieve the people of this State from the payment of unnecessary taxes,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas33
Nays 3

**Messrs. Senter,
Shepherd,
Snapp,
Solomon,
Starne,
Tincher,
Vaughn,
Voris,
Whiting,
Wilkinson,
Woodard.**

Mr. Washburn.

It was decided in the negative, as follows:

{	Years	22
	Days	16

**Messrs. Strevell,
Underwood,
Van Dorston
Vaughn,
Whiting,
Wilkinson,
Woodard.**

**Messrs. Senter,
Starne,
Tincher,
Voris,
Washburn.**

It was decided in the affirmative, as follows: { Yeas. 35
Nays. 4

**Messrs. Gibson,
Hampton,
Holcomb,
Jewett,**

Messrs. Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Shephard,
Snapp,
Starne,
Strevell,
Tincher,
Underwood,

Messrs. Van Dorston,
Vaughn,
Voriss,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Donahue,

Mr. McNulta,

Mr. Nicholson.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

Senate bill, No. 204, for "An act to avoid inconveniences arising from changing the times of holding the terms of courts,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 38
Nays 00

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Bishop,
Boyd,
Crawford,
Casey,
Donahue,
Dore,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,

Messrs. Holcomb,
Jewett,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Richardson,
Senter,
Shephard,

Messrs. Snapp,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voriss,
Washburn,
Whiting,
Wilkinson,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1st, 1871, to July 1st, 1873."

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 39
Nays 00

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Bishop,
Crawford,
Casey,
Donahue,
Dore,

Messrs. Edsall,
Epler,
Flagg,
Gibson,
Hampton,
Holcomb,
Jewett,

Messrs. Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Shephard,

Messrs. Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,

Messrs. Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

Senate bill, No. 152, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards,"

Was taken up, read at large a second time, and,

On motion of Mr. Woodard,

The following amendment was adopted :

Amend line 1 of section 1, by inserting after the word "this," the words "or any other act ;" and to strike out of same line the words "seventy-five," and insert the word "eighty."

Mr. McNulta offered the following amendment :

"Section 7. Before any tax shall be levied under the provisions of this act, the proposition to levy shall be ratified by a majority of all votes cast at some general election of the town or district upon which the same is to be levied."

The question being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 9
Nays 26

Those voting in the affirmative are,

Messrs. Hampton,
Holcomb,
Landrigan,

Messrs. Langley,
Little,
Marsh,

Messrs. McNulta,
Solomon,
Washburn.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Bishop,
Boyd,
Crawford,
Casey,
Dore,
Edsall,
Epler,

Messrs. Flagg,
Gibson,
Jewett,
Kerr,
Lanning,
Nicholson,
Pierce,
Senter,
Shephard,

Messrs. Snapp,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Wilkinson,
Woodard.

So the amendment was not adopted.

Mr. Hampton moved to lay the bill on the table and print 250 copies ; which motion was lost.

On motion of Mr. Woodard,

The bill was ordered to be engrossed and printed for a third reading.

By unanimous consent, Mr. Bishop introduced

Senate bill, No. 229, for an act to increase the jurisdiction of county courts in this State."

Which was read at large a first time, and
Referred to the committee on judiciary.

Senate bill, No. 121, for "An act in regard to practice in courts of record,"

Was taken up.

Pending the reading of the above bill,

Mr. Epler moved to adjourn.

Mr. Edsall moved to adjourn until 2:30 o'clock P. M.

The question being on Mr. Edsall's motion to adjourn,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 12
Nays..... 19

Those voting in the affirmative are,

Messrs. Edsall,
Kerr,
Langley,
McNulta,

Messrs. Pierce,
Reddick,
Shephard,
Snapp,

Messrs. Strevell,
Tincher,
Voris,
Whiting.

Those voting in the negative are,

Messrs. Bishop,
Boyd,
Crawford,
Dore,
Epler,
Flagg,
Gibson,

Messrs. Hampton,
Jewett,
Lanning,
Little,
Marsh,
Richardson,

Messrs. Senter,
Solomon,
Vaughn,
Washburn,
Wilkinson,
Woodard.

So Mr. Edsall's motion to adjourn to 2:30 o'clock, was lost.

The question then being on Mr. Epler's motion to adjourn, it was decided in the affirmative.

The Senate, at 12:31 P. M., adjourned.

WEDNESDAY, MARCH 8, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Joiner.

The journal of yesterday was being read, when,

On motion of Mr. Edsall,

The further reading of the same was dispensed with.

On motion of Mr. Boyd,

Senate bill, No. 121, for "An act in regard to practice in courts of record,"

Which was being read at the time the Senate adjourned, yesterday,

Was taken up and read at large a second time.

Mr. Underwood offered the following amendment; which was adopted:

Amend section 57, line 5, by inserting after the word "entered," the following: "or during the time it is entered."

On motion of Mr. Edsall,

The word "plaintiff," in line 3, of section 13 of the printed bill, was struck out, and the word "court" was inserted. And the word "plaintiff" was struck out of line 5, of section 13, and the word "party" inserted.

Mr. Strevell offered the following amendment; which was adopted:

Amend section 54, 4th line, by striking out the word "oral," and adding to the end of the line, "otherwise than in writing."

At 10 o'clock A. M., the President announced the special order.

On motion of Mr. Underwood,

The special order was postponed 30 minutes.

Mr. Bishop offered the following amendment:

"1st. In all actions the jury, unless otherwise directed by the court, may, in their discretion, render a general or special verdict; but the court shall, at the request of either party, direct them to give a special verdict—in which, upon all or any of the issues, and in all cases, when requested by either party, shall instruct them, if they render a general verdict, to find specially upon particular questions of fact, to be stated in writing. This special finding is to be recorded with the verdict. When the special finding of fact is inconsistent with the general verdict, the former shall give judgment accordingly."

Mr. Boyd moved to lay the amendment on the table; which motion was lost.

Mr. Bishop then withdrew the amendment, and offered the following; which was adopted:

Add to section 52: "When the special finding of fact is inconsistent with the general verdict, the former shall control the latter, and the court shall give judgment accordingly."

Mr. Langley offered the following amendment; which was adopted:

Add to section 3: "or leave of the court."

Mr. Epler offered the following amendment; which was lost:

Amend section 24, line 4, by striking out the words "changing the form of the action."

Pending the consideration of Senate bill No. 121,

At 10:30 o'clock, A. M., the President announced the special order, which was the consideration of

Senate bill, No. 186, for "An act in relation to the Penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet.'"

By leave, Mr. Casey withdrew his substitute for Senate bill No. 186.

Mr. Shephard offered the following amendment to Senate bill No. 186; which was lost:

Amend section 3, in 1st line, by striking out the word "three," and insert "one."

Mr. Jewett offered a substitute, and moved to strike out all after the enacting clause and insert the substitute.

Mr. Snapp moved to lay the bill and substitute on the table, and to print 250 copies of the substitute to the bill; which motion was decided in the affirmative.

Mr. Cary moved that the rule be suspended, and that the consideration of Senate bill No. 186 be made the special order for Tuesday, March 14, 1871, at 10 o'clock A. M.

Mr. Crawford moved to amend Mr. Casey's motion, by making it the special order for Thursday, March 9, 1871.

The question being on Mr. Casey's motion,
It was decided in the affirmative.

By unanimous consent,

Senate bill, No. 30, for "An act relating to county, city, town, township, school district, and other municipal indebtedness, and to provide for the funding and payment of the same,"

Was taken up, and,

On motion of Mr. Bishop,

Referred to the committee on counties and township organization.

The consideration of Senate bill No. 121 was then resumed.

Mr. Crawford offered the following amendment; which was adopted:

Amend section 45, by adding the words "or to impeach said witness," after the word "therein," in 6th line.

Mr. Kerr offered the following amendment; which was adopted:

Amend by adding new section: "SECTION 88. In all cases when a new trial shall be granted, on account of improper instructions having been given by the judge, or improper evidence admitted, or because the verdict of the jury is contrary to the weight of the evidence, or for any other cause not the fault of the party applying for such new trial, said new trial shall be granted without costs and as of right."

Mr. McNulta offered the following amendment; which was adopted:

Amend section 83, by inserting after the word "given," in 2d line, the words "and for this purpose may allow the entering of a *remittitur*, either in term time or vacation."

A message from the House of Representatives, by Mr. Reese.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 218, for "An act to provide for and fix the salary of the Judges of the Supreme Court."

House bill, No. 385, for "An act relating to justices of the peace in the city of Chicago."

House bill, No. 371, for "An act to enable counties, cities, townships, school districts and other municipal corporations to take up and cancel outstanding bonds and other evidences of indebtedness, and to fund the same."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Crawford offered the following amendment; which was adopted:

Amend section 16, by adding the words, "or the first day of the term, when such day has not been fixed."

Mr. Boyd moved to recommit the bill to the committee on judiciary.

A division being called for, the question was decided in the affirmative—Yeas 16, Nays 16, the President voting in the affirmative—and

The bill, Senate bill No. 121, was recommitted to the committee on judiciary.

Mr. Strevell entered a motion to reconsider the vote by which the bill was recommitted; which motion was seconded.

Mr. Bangs moved that the Senate adjourn until 2:30 o'clock P. M.

The question being on the motion to adjourn,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 17
Nays..... 22

Those voting in the affirmative are,

Messrs. Bangs,
Boyd,
Bush,
Casey,
Epler,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Jewett,
Senter,
Shephard,

Messrs. Snapp,
Solomon,
Starne,
Van Dorston,
Williams.

Those voting in the negative are,

Messrs. Bishop,
Crawford,
Donahue,
Eddy,
Edsall,
Kerr,
Langley,
Lanning,

Messrs. Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Strevell,
Tincher,
Underwood,
Vaughn,
Washburn,
Whiting,
Woodard.

So the Senate refused to adjourn.

The motion, entered by Mr. Strevell, to reconsider the vote by which Senate bill No. 121 was recommitted to the committee on judiciary, was taken up.

And the question being upon reconsidering the vote, it was reconsidered.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto."

The question then being upon recommitting the bill to the committee on judiciary,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 11
Nays 29

Those voting in the affirmative are,

Messrs. Bangs,
Boyd,
Donahue,
Eddy,

Messrs. Epler,
Flagg,
Gibson,
Hampton,

Messrs. Senter,
Solomon,
Van Dorston.

Those voting in the negative are,

Messrs. Alexander,
Beveridge,
Bishop,
Bush,
Crawford,
Dore,
Edsall,
Holcomb,
Jewett,
Kerr,

Messrs. Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Shephard,

Messrs. Snapp,
Strevel,
Tincher,
Underwood,
Vaughn,
Washburn,
Whiting,
Williams,
Woodard.

So the Senate refused to recommit the bill.

By consent, Senate bill No. 214 was taken up, and
Referred to the committee on railroads and warehouses.

Mr. Bishop moved to adjourn until 2:30 o'clock P. M.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 22
Nays..... 18

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Crawford,
Edsall,
Holcomb,

Messrs. Kerr,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Shephard,

Messrs. Snapp,
Strevel,
Tincher,
Underwood,
Vaughn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Donahue,
Dore,
Eddy,
Epler,
Flagg,

Messrs. Gibson,
Hampton,
Jewett,
Langley,
Lanning,
Little,

Messrs. Richardson,
Senter,
Solomon,
Van Dorston,
Washburn,
Williams.

So the Senate adjourned until 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

Senate met, pursuant to adjournment.

The further consideration of Senate bill No. 121, was then resumed.

Mr. Jewett offered the following amendment; which was adopted:

Strike out the 22d section, and in place thereof insert as follows:

"The distinction between the actions of trespass and trespass on the case, and hereby abolished, and in all cases where trespass or trespass on the case, have been heretofore the appropriate form of action, either of said forms may be used, as the party bringing the action may elect."

Mr. Bishop offered the following amendment; which was adopted:

Amend Senate bill No. 121, by inserting after section 11:

"Section 11½. It shall not be necessary hereafter, in any action of mandamus or quo warranto, to set out the cause of action in the writ, but it shall be sufficient to summon the defendant in a summons, in the usual form, commanding the defendant to appear and answer the

plaintiff in an action of mandamus or quo warranto, as the case may be, and the issues shall be made up by answering, pleading or demurring to the petition, as in other cases."

Mr. Langley offered the following amendment; which was lost:

After the word "causes," in 2d line, insert "as well as granting motions in arrest of judgment, and motions for new trials."

Mr. Kerr offered the following amendment; which was lost:

Strike out section 66, and insert, "no citizen of this State shall, in any case, make any note, bond, bill or other obligation, upon which he or she may confess judgment."

The bill was then ordered to be engrossed and printed for a third reading.

Mr. Langley then called up his motion to reconsider the vote by which Senate bill No. 79, was lost.

The question being on the motion to reconsider,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows :

Yeas	32
Nays	11

Those voting in the affirmative are,

**Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Dore,
Eddy,
Edsall,
Epler,
Flagg,
Hampton,**

**Messrs. Holcomb,
Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Reddick,
Shephard,
Snapp,**

**Messrs. Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Williams,
Woodard.**

Those voting in the negative are,

**Messrs. Bishop,
Bush,
Casey,
Gibson.**

**Messrs. Harlan,
Lanning,
Pierce,
Richardson.**

**Messrs. Senter,
Tincher,
Waaburn.**

So the Senate reconsidered the vote.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring herein, That a joint committee, consisting of three members of the House and two members of the Senate, be appointed, to ascertain what property, in addition to what the State now owns, it will be necessary to condemn for the use of the new State House—what will be the probable damages therefor—and that said committee report to this General Assembly as early as practicable.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Senate bill, No. 79, for "An act concerning dogs,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....28
Nays.....14

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Eddy,
Edsall,
Epler,
Flagg,
Holcomb,

Messrs. Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Reddick,
Shepherd,

Messrs. Snapp,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Bush,
Casey,
Gibson,
Hampton,

Messrs. Harlan,
Lanning,
Pierce,
Richardson,
Senter,

Messrs. Solomon,
Starne,
Tincher,
Washburn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Epler called up his motion to reconsider the vote by which Senate bill, No. 59, for "An act to release the people of the State from the payment of unnecessary taxes," was passed.

Mr. Epler then waived his motion, except so far as the title was concerned, and the vote upon the title was reconsidered.

On motion of Mr. Crawford,

The title of the bill was made as follows :

Senate bill, No. 59, for "An act to transfer the State Debt Fund and Interest Fund to the Revenue Fund."

The title of the bill, as amended, was adopted.

On motion of Mr. McNulta,

The rules were suspended, and House messages were taken up.

The following House message was then read, and referred to the committee on state charitable institutions :

Resolved by the House of Representatives, the Senate concurring herein, That the Governor be and he is hereby authorized to direct the Trustees of the Illinois Institution for the Education of the Deaf and Dumb, located at Jacksonville, to cause the south wing of the building to be abandoned at once, and to reduce the number of pupils in said institution to a number that may be accommodated in the other parts of said building, unless the trustees can provide, temporarily, other accommodations for the pupils, without extra cost to the State.

House bill, No. 218, for "An act to provide for and fix the salary of the Judges of the Supreme Court,"

Was taken up, read at large a first time, and

Ordered to a second reading.

House bill, No. 371, for "An act to enable counties, cities, townships, school districts and other municipal corporations to take up and cancel outstanding bonds and other evidences of indebtedness, and to fund the same,"

Was taken up, read at large a first time, and,

On motion of Mr. Hampton,

Referred to the committee on counties and township organization.

House bill, No. 385, for "An act relating to justices of the peace in the city of Chicago,"

Was taken up, read at large a first time, and
Ordered to a second reading.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that bills of the following titles had been properly engrossed, to-wit :

Senate bill, No. 65, for "An act to change the name of the recorder's court of the city of Peru and define its jurisdiction."

Senate bill, No. 152, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards."

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, to-wit :

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto."

House message relating to condemning land for the new State House, was taken up and read.

Mr. Little moved to lay the message on the table until the 4th of July, 1872; which motion was lost.

On motion of Mr. Flagg,

The message was referred to the committee on public buildings.

Senate bill, No. 131, for "An act to regulate interest on deposits, and to prevent evasions of the statutes against usury,"

Was taken up, and

Ordered to a second reading.

Senate bill, No. 227, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first of March, one thousand eight hundred and seventy-one, to the first of July, one thousand eight hundred and seventy-three,"

Was taken up, read at large a second time, and,

Ordered to be engrossed and printed for a third reading.

Mr. Holcomb, from the committee on counties and township organization, to which was referred Senate bill, No. 30, for "An act relating to county, city, town, township, school district, and other municipal indebtedness, and to provide for the funding and payment of the same," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

On motion of Mr. Bangs,

The rules were suspended for the purpose of taking up Senate bill No. 65.

Senate bill, No. 65, for "An act to change the name of the recorder's court of the city of Peru, and define its jurisdiction,"

Having been printed, was read at large a third time.
And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....19
Nays.....21

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Holcomb,	Messrs. Reddick,
Bangs,	Jewett,	Snapp,
Boyd,	Langley,	Starne,
Casey,	Lanning,	Strevell,
Dore,	Little,	Van Dorston,
Epler,	Marsh,	Vaughn.
Harlan,		

Those voting in the negative are,

Messrs. Beveridge,	Messrs. Hampton,	Messrs. Solomon,
Bishop,	Kerr,	Tincher,
Bush,	McNulta,	Underwood,
Crawford,	Nicholson,	Washburn,
Eddy,	Pierce,	Whiting,
Edsall,	Richardson,	Wilkinson,
Gibson,	Shephard,	Woodard.

The bill, not having received a majority, was declared lost.

On motion of Mr. Kerr,

The vote by which the bill was lost was reconsidered, and the bill
Referred to the committee on judiciary.

On motion of Mr. Langley,

Senate bill, No. 28, for "An act to equalize the judicial circuits of
the State,"

Was taken up.

Mr. Beveridge offered the following amendment; which was adop-
ted:

Strike out of 13th circuit, "county of Lake."

At 5:25 o'clock P. M.,

On motion of Mr. Epler,

The Senate adjourned.

THURSDAY, MARCH 9, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Dore,

The further reading of the same was dispensed with.

On motion of Mr. Dore,

The rules were suspended, for the purpose of taking up and consid-
ering Senate bill No. 136.

Senate bill, No. 136, for "An act relative to public parks and boule-
vards,"

Was taken up, read at large a second time, and,
On motion of Mr. Epler,
Laid on the table and 250 copies ordered printed.

On motion of Mr. Jewett,
The rules were further suspended, and
Senate bill, No. 142, for "An act to provide for the enlargement and
completion of public parks, and the management thereof,"
Was taken up and read at large a second time.

Mr. Jewett offered the following amendments; which were adopted:
Amend Senate bill No. 142, as follows:

In section 2, 4th line of 2d page, strike out the words "the circuit
court" and insert "any court of record;" and in 13th line of same page,
strike out the words "circuit court of said county," and insert the
words "court making such appointment;" and in 14th line of same
page insert the word "said" before the word "court."

In the 7th line of 4th section, strike out the words "circuit courts of
said county," and insert the words "court making such appointment."

In the 4th line of 6th section, strike out the words "circuit court of
said county," and insert the words "court appointing said appraisers;"
and in 15th line of same section, after the word "judgment," insert the
words "of said court;" also, after the word "compensation," in 17th
line, insert the words "to be."

In the 3d line of 7th section, strike out the word "circuit." Add to
section 7 the following: "But if such payment or deposit shall not be
made within six months after final judgment of condemnation, shall be
forever released and discharged from the public use."

In section 8, strike out the words "after the entry of final judgment
by circuit court as aforesaid," in the 1st and 2d lines. Also, in the 7th
line of same section, strike out the words "total sum fixed or," and in
place thereof insert the word "probable;" also, in the 10th line of same
section, strike out the word "pending," and in place thereof insert the
word "taken."

In the 1st line of 19th section, insert the words "or shall have
made;" and strike out in the 3d line of same section, the words "or
shall have made any such report;" also, strike out the words "the re-
port of the appraisers shall be competent evidence to be received and
considered by the jury," at the end of said section 19.

Amend section 20, by prefixing to it the following: "In all cases
where the commissioners of any such park have been named in the act
establishing the same." Also, in the 4th line of same section, strike
out the words "any act of the Legislature," and instead thereof insert
the words "any such act of the General Assembly."

Mr. Woodard offered the following amendment to Senate bill No.
142:

In section 6, line 19, after the word "allowed," insert "to be ascer-
tained as of the time when their verdict is rendered."

The question then being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 30
Nays 10

Those voting in the affirmative are,

Messrs. Alexander,
Crawford,
Donahue,
Dore,
Eddy,
Edsall,
Flagg,
Gibson,
Hampton,
Harlan,

Messrs. Holcomb,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Bishop,
Casey,

Messrs. Epler,
Jewett,
Starne,

Messrs. Van Dorston,
Washburn,
Williams.

So the amendment was adopted.

On motion of Mr. Richardson,

The bill (Senate bill No. 142) and amendments were laid on the table, and 500 copies ordered printed.

At 10 o'clock A. M. the President announced the special order, which was the consideration of Senate bill No. 107.

The bill was read at large a third time.

A message from the House of Representatives, by Mr. Magie.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 22, for "An act to repeal part of section ten (10), of an entitled 'an act to create and organize the counties therein named.'"

Also,

Senate bill, No. 61, for "An act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same," with an amendment.

In the adoption of which amendment I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Magie.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 312, for "An act to repeal 'an act to establish the court of common pleas in the city of Sparta, in Randolph county.'"

In the passage of which I am instructed to ask the concurrence of the Senate.

Pending the debate upon the passage of Senate bill No. 107,

Mr. Crawford moved to recommit Senate bill No. 107 to the committee on canals and rivers.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 16
Nays..... 28

Those voting in the affirmative are,

Messrs. Alexander, Bishop, Crawford, Casey, Donahue, Flagg,	Messrs. Harlan, Holcomb, Little, Richardson, Shephard,	Messrs. Solomon, Tincher, Underwood, Van Dorston, Washburn.
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Those voting in the negative are,

Messrs. Bangs, Beveridge, Boyd, Bush, Dore, Eddy, Edsall, Epler, Gibson, Hampton,	Messrs. Jewett, Kerr, Langley, Lanning, Marsh, McNulta, Nicholson, Pierce, Reddick,	Messrs. Senter, Snapp, Starne, Strevell, Vaughn, Voris, Whiting, Wilkinson, Williams, Woodard.
--	---	---

So the Senate refused to recommit the bill.

Mr. Little moved that the Senate adjourn.

And the yeas and nays being demanded,

It was decided in the negative, as follows:

{

Yeas 6

Nays 39

}

Those voting in the affirmative are,

Messrs. Bishop, Donahue,	Messrs. Holcomb, Little,	Messrs. Van Dorston Washburn.
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Those voting in the negative are,

Messrs. Alexander, Bangs, Beveridge, Boyd, Bush, Crawford, Casey, Dore, Eddy, Edsall, Epler, Flagg, Gibson,	Messrs. Hampton, Harlan, Jewett, Kerr, Langley, Lanning, Marsh, McNulta, Nicholson, Pierce, Reddick, Richardson, Senter,	Messrs. Shephard, Snapp, Solomon, Starne, Strevell, Tincher, Underwood, Vaughn, Voris, Whiting, Wilkinson, Williams, Woodard.
---	--	---

So the Senate refused to adjourn.

On motion of Mr. Langley,
The main question was ordered.

Senate bill, No. 107, for "An act to appoint commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois river,"

Having been printed, was read at large a third time.
And the question being, " Shall this bill pass ?"

It was decided in the affirmative, as follows:

{

Yeas 27

Nays 18

}

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Bush,
Dore,
Eddy,
Edsall,
Epler,
Flagg,

Messrs. Gibson,
Jewett,
Kerr,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Snapp,
Starne,
Strevell,
Vaughn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bishop,
Crawford,
Casey,
Donahue,
Hampton,

Messrs. Harlan,
Holcomb,
Little,
Richardson,
Senter,
Shephard,

Messrs. Solomon,
Tincher,
Underwood,
Van Dorston,
Voris,
Washburn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Little moved that the Senate adjourn.
And the yeas and nays being demanded,

It was decided in the negative, as follows:

{ Yeas 14
Nays 31

Those voting in the affirmative are,

Messrs. Bishop,
Boyd,
Crawford,
Casey,
Donahue,

Messrs. Flagg,
Gibson,
Hampton,
Little,
Senter,

Messrs. Snapp,
Tincher,
Van Dorston,
Washburn.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Dore,
Eddy,
Edsall,
Epler,
Harlan,
Holcomb,
Jewett,

Messrs. Kerr,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Shephard,

Messrs. Solomon,
Starne,
Strevell,
Underwood,
Vaughn,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate refused to adjourn.

At 1:16 o'clock P. M.,

On motion of Mr. Alexander,
The Senate adjourned until 2:30 o'clock P. M.

HALF PAST TWO O'CLOCK, P. M.

The Senate met, pursuant to adjournment.

The President announced there was not a quorum present.

On motion of Mr. Snapp,
A call of the Senate was ordered.

The following Senators (27) answered to their names:

Messrs. Alexander,
Beveridge,
Bush,
Crawford,
Dore,
Eddy,
Edsall,
Flagg,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Langley,
McNulta,
Nicholson,
Reddick,

Messrs. Senter,
Snapp,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Wilkinson.

On motion of Mr. Tincher,
Further proceedings under the call were dispensed with.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, to-wit :

Senate bill, No. 22, for "An act to repeal part of section ten (10) of an act entitled 'an act to create and organize the counties therein named.' "

On motion of Mr. Eddy,
The rules were suspended, and
Mr. Eddy introduced
Senate bill, No. 230, for "An act to enable towns and cities to acquire and maintain public parks and drives."
Which was read at large a first time, and
Referred to the committee on municipalities.

On motion of Mr. McNulta,
The rules were further suspended, for the purpose of taking up
Senate bill No. 61, reported back from the House with an amendment.

The bill was then taken up, and
Mr. Snapp offered the following amendment to the amendment adopted by the House :

Amend by adding: "and fifty cents," after the words "two dollars," in 7th line of House amendment.

The President decided the amendment to the amendment in order.
Mr. Alexander took an appeal from the decision of the President, and the decision of the President was sustained.

The question then being upon the amendment to the amendment adopted by the House; it was lost.

The question then being upon concurring with the House in their amendment to Senate bill No. 61,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas.....31
Nays..... 9

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Casey,
Donahue,
Dore,
Edsall,
Epler,
Flagg,
Hampton,
Harlan,

Messrs. Holcomb,
Kerr,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Snapp,
Starne,
Strevell,
Underwood,
Van Dorston,
Vorls,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Gibson,
Little,

Messrs. Senter,
Shephard,
Solomon,

Messrs. Tincher,
Vaughn,
Washburn.

So the Senate concurred with the House in their amendment.

Mr. Vorls asked leave of absence for Mr. Bishop; which was granted.

Senate bill, No. 74, for "An act making appropriations for the erection of a chapel and school buildings for the Illinois Institution for the Education of the Deaf and Dumb, and for the re-erection of the south wing of said institution,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas41
Nays00

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,
Harlan,

Messrs. Holcomb,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Shephard,

Messrs. Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Vorls,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Crawford,

The title to Senate bill No. 74, was amended, as follows: "An act making appropriations for the erection of the south wing of the Deaf and Dumb Institution, at Jacksonville."

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 122, for "An act to provide for the early completion of the new State House,"

Having been printed, was read at large a third time.
And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas. 39
Nays. 2

Those voting in the affirmative are,

**Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Eddy,
Epler,
Flagg.
Gibson,
Hampton,**

**Messrs. Holcomb,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson.
Pierce,
Reddick,
Richardson,
Senter,**

**Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.**

Messrs. Edsall and Harlan voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

Senate bill, No. 198, for "An act making appropriations for the State Reform School,"

Having been printed, was read at large a third time.
And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 38
Nays 4

Those voting in the affirmative are,

**Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Donahue,
Dore,
Eddy,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,
Holcomb.**

**Messrs. Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Shephard,**

**Messrs. Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.**

Those voting in the negative are,

**Messrs. Bush,
Casey.**

Mr. Harlan,

Mr. Washburn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 31
Nays 10

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Dore,
Eddy,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,

Messrs. Holcomb,
Jewett,
Kerr,
Langley,
Lanning,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Snapp,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Casey,
Donahue,
Harlan,
Little,

Messrs. Marsh,
Shephard,
Solomon,

Messrs. Van Dorston,
Washburn,
Wilkinson.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 78, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 39
Nays 2

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Crawford,
Casey,
Donahue,
Dore,
Eddy,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,
Harlan,

Messrs. Holcomb,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Messrs. Alexander and Van Dorston voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

Senate bill, No. 88, for "An act appropriating money to pay deficiencies of appropriations for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said Hospital, to make repairs and improvements, to procure new boilers, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library,"

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....40
Nays.....00

Those voting in the affirmative are,

**Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Casey,
Donahue,
Dore,
Eddy,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,
Harlan,**

**Messrs. Holcomb,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,**

**Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.**

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

Senate bill, No. 227, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first of March, one thousand eight hundred and seventy-one, to the first of July, one thousand eight hundred and seventy-three,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 39
Nays 00

Those voting in the affirmative are,

**Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Casey,
Donahue,
Dore,
Eddy,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,**

**Messrs. Harlan,
Holcomb,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Senter,**

**Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.**

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

This bill [the foregoing] expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 213, for "An act in relation to the mode of proving title to the lands granted to the Illinois Central Railroad Company," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill was,

On motion of Mr. Lanning,

Laid on the table, and 250 copies ordered printed.

Mr. Richardson, from the committee on judiciary, to which was referred Senate bill, No. 54, for "An act to amend the law in respect to injuries to persons," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Epler, from the committee on judiciary, to which was referred Senate bill, No. 97, for "An act in relation to the establishment of gas companies," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a second reading and 250 copies ordered printed.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 161, for "An act to create a board of pardon," reported the same back.

Mr. Underwood offered the following amendments; which were adopted:

Amend section 1, by striking out the last clause. Also, strike out section 3.

The bill was then ordered to be engrossed and printed for a third reading.

Mr. Washburn, from the committee on revenue, to which was referred Senate bill, No. 221, for "An act to authorize county treasurers in counties not under township organization to receive the returns of all unpaid taxes and special assessments, and to collect and receive the same, and to sell real estate therefor," reported the same back, and recommended that it be referred to the committee on judiciary.

The report of the committee was concurred in, and the bill so referred.

The rules being suspended,

Mr. Snapp introduced

Senate bill, No. 231, for "An act to make appropriations for maintaining and carrying on the penitentiary at Joliet, and supplemental to an act entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet.'"

Which was read at large a first time, and,

On motion of Mr. Snapp,

Laid on the table, and 250 copies ordered printed.

Mr. Whiting moved to suspend the rules, to take up Senate bill No. 188 ; which motion was lost.

At 4:50 o'clock P. M.,

On motion of Mr. Van Dorston,
The Senate adjourned.

FRIDAY, MARCH 10, 1871.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Walker.

The journal of yesterday was being read, when,

On motion of Mr. McNulta,

The further reading of the same was dispensed with.

On motion of Mr. Beveridge,

The rules were suspended, and the business of the Senate was taken up where it was left off yesterday.

On motion of Mr. Snapp,

House bill, No. 359, for "An act to repeal an act entitled 'an act to change the time of holding town meetings in Will county, create election precincts, and provide for the election of commissioners of highways for the town of Joliet,' so as to restore the provisions of the general law to effect in said county, in regard to the time of holding the annual town meetings and the election of town officers,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....31
Nays..... 7

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Bush,
Donahue,
Edsall,
Gibson,
Hampton,
Harlan,
Holcomb,

Messrs. Hunter,
Langley,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Senter,
Shephard,
Snapp,

Messrs. Solomon,
Starne,
Strevell,
Tincher,
Van Dorston,
Vaughn,
Voris,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Jewett,
Kerr.

Messrs. McNulta,
Underwood,

Messrs. Washburn,
Williams.

The bill containing an emergency clause, and not having received a two-thirds vote as required by the constitution, was declared lost.

Mr. McNulta entered a motion to reconsider the vote by which House bill No. 359 was lost.

Mr. Crawford, from the committee on finance, to which was referred referred Senate bill, No. 217, for "An act to make appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years," reported the same back, with amendments, and recommended the adoption of the same.

On motion of Mr. McNulta,

A division of the question was made, and the first amendment was read.

On motion of Mr. Harlan,

The previous question was ordered.

The question then being upon concurring with the committee in the first amendment; which was as follows:

Amend section 4, by striking out "for school buildings and dormitories, fifteen thousand dollars."

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 20
Nays..... 22

Those voting in the affirmative are,

Messrs. Boyd,
Bush,
Crawford,
Epler,
Harlan,
Holcomb,
Lanning,

Messrs. Marsh,
Pierce,
Richardson,
Senter,
Solomon,
Starne,
Tincher,

Messrs. Van Dorston,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Donahue,
Dore,
Edsall,
Flagg,
Gibson,

Messrs. Hampton,
Hunter,
Jewett,
Kerr,
Langley,
Little,
McNulta,

Messrs. Nicholson,
Reddick,
Shepherd,
Snapp,
Underwood,
Voris,
Woodard.

So the Senate refused to concur with the committee in their first amendment.

The remainder of the report of the committee on finance, upon Senate bill No. 217, was concurred in, and the bill

Ordered to a second reading.

Mr. Crawford, from the committee on finance, to which was referred, with amendments, Senate bill, No. 168, for "An act to appropriate money to the State Normal University for the next two years," reported the same back by substitute, and recommended the adoption of the substitute.

On motion of Mr. McNulta,

The report of the committee was concurred in, excepting the items of insurance and curator \$2,500, and chemicals and apparatus \$750, and the bill was

Referred to the committee on education.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 26, for "An act for the relief of Robert Tillson & Co.," reported the same back without recommendation.

On motion of Mr. Crawford,
The bill was laid on the table.

Mr. Marsh, from the committee on public buildings, to which was referred a resolution relating to monument for Gen. [?] Harrison, reported the same back, with recommendation that the resolution be laid on the table.

The report of the committee was concurred in, and the resolution
Laid on the table.

Mr. Marsh, from the committee on public buildings, to which was referred House message relating to condemning lands for the new State House, reported the same back, with recommendation that the Senate do not concur with the House in the adoption of the same.

The report of the committee was concurred in, and the message was not concurred in.

Mr. Marsh, from the committee on public buildings, to which was referred Senate bill, No. 193, for "An act to appoint commissioners to construct and maintain the Southern Illinois Insane Asylum and the Southern Illinois Normal University," reported the same back by substitute, and recommended the adoption of the substitute.

The report of the committee was concurred in, and the bill
Ordered to a second reading, and 250 copies ordered printed.

Mr. Marsh, from the committee on public buildings, reported
Senate bill, No. 222, for "An act to provide funds for the continuance of the work upon the Southern Insane Asylum, located at Anna, in the State of Illinois."

Which was read at large a first time, and
Referred to the committee on finance.

Mr. Flagg, from the committee on education, to which was referred Senate bill, No. 194, for "An act to amend section two of an act entitled 'an act to enable counties to establish county normal schools,'" reported the same back by substitute, and recommended the adoption of the substitute.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Whiting, from the committee on agriculture and drainage, to which was referred Senate bill, No. 76, for "An act to prohibit stock animals from running at large in this State," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a second reading, and 250 copies ordered printed.

Mr. Woodard, from the committee on federal relations, to which was referred the following House resolution, reported the same back and recommended that the Senate concur in the adoption of the same:

WHEREAS a memorial is now pending before Congress, asking indemnity and remuneration for Joseph J. Petrie, of Crawford county, Illinois, for services rendered and expenses incurred by him in conducting two expeditions in the depth of winter, in the years 1849 and 1850, from the Sacramento Valley, in the State of California, into the mountains, on the waters of Deer Creek, resulting in the deliverance of over seventy emigrants, men, women and children, who, but for his generous humanity, would have met a miserable death from privation and exposure; and whereas the Legislature of California has addressed resolutions to Congress, respectfully urging the claim of said memorialist in the premises; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress be instructed and our Representatives be requested to use all necessary and honorable efforts to secure an early and favorable consideration by Congress of the memorial of the said Joseph J. Petrie, for the services rendered and expenses incurred by him, as aforesaid, whereby men, women and children were rescued from a horrible death and from privation and suffering of the most revolting character.

Resolved, That the Governor be requested to forward to each of our Senators and Representatives in Congress a copy of these resolutions.

The report of the committee was concurred in, and the resolution adopted.

Mr. Kerr, from the committee on canals and rivers, to which was referred the following House resolution, reported the same back and recommended that the Senate concur in the adoption of the same:

WHEREAS a memorial to Congress has been numerously signed by leading citizens of Missouri and Illinois, asking Congress to make an appropriation of one million and a half of dollars, to be immediately expended in the construction of permanent dykes in the Mississippi river, between the mouth of the Missouri river and Cairo, at different points, now difficult and dangerous to navigation on account of sand bars, wrecks of vessels, and other hidden obstructions in the channel: and, whereas the system of permanent dykes has proved to be the only really efficient means of diverting and controlling the waters of the Mississippi, and that this Legislature is fully convinced that by confining the current of the river to a rocky shore, in every instance where nature has furnished one, and that by straightening and deepening the channel by means of dykes, where it has a tendency to spread out, a depth of water can be obtained sufficient to float, during the whole season of navigation, vessels of eight and ten feet draught, from the mouth of the Missouri river to the sea: and, whereas, it has always been the policy and pleasure of the people of this State to encourage every movement, private or public, State or national, which tends to protect and develop our great commercial and marine interests; now therefore, be it

Resolved by the House of Representatives, the Senate concurring therein, That our Senators be instructed, and our Representatives requested, to use all honorable means to effect the immediate making of the said appropriation, and that the Governor be requested to transmit a copy of these resolutions to each of the members of Congress from this State, and to the Governor of the State of Missouri.

Mr. Starne offered the following amendment to the resolution; which was adopted:

Amend by striking out "Missouri" and insert "Illinois," in the 26th line.

The question then being upon concurring with the House in the adoption of the resolution as amended,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 30
Nays..... 5

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Boyd,
Bush,
Donahue,
Dore,
Edsall,
Epler,
Flagg,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Senter,
Shephard,
Solomon,
Starne,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Richardson,
Strevell,

Messrs. Tincher,
Van Dorston,

Mr. Williams.

So the Senate concurred with the House in the adoption of the resolution, as amended.

On motion of Mr. Little,

Leave of absence was granted Mr. Snapp until Tuesday next.

Mr. Flagg, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles have been correctly enrolled, to-wit:

Senate bill, No. 61, for "An act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same."

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto."

Mr. Washburn offered the following resolution; which laid over, under the rule:

Resolved by the Senate, the House of Representatives concurring herein, That when this General Assembly shall adjourn on Friday, the 24th inst., it adjourn to meet on Wednesday, the 15th day of November, next, at 12 o'clock M.

Mr. Bush presented a remonstrance relating to repeal of the law providing for a special assessor for a certain school district; which was Referred to the committee on revenue.

Mr. Beveridge introduced

Senate bill, No. 233, for "An act making appropriations for the completion of the Northern Insane Asylum at Elgin, and for furnishing and maintaining a part of the same for eighteen hundred and seventy-one and eighteen hundred and seventy-two."

Which was read at large a first time, and

Referred to the committee on state charitable institutions.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a written communication:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, *March 10, 1871.*

HON. JOHN DOUGHERTY, *President of the Senate:*

In view of the fact that the annual meeting of the Board of Trustees of the Illinois Industrial University will occur on the 14th day of

the present month, I deem it my duty to nominate to the Senate suitable persons to fill the vacancies in said Board occasioned by death, resignations, removals and expiration of terms of service.

I have, therefore, the honor to nominate, as Trustees thereof, the following persons:

L. W. Lawrence, Second Congressional District, to fill vacancy occasioned by the expiration of his term.

—— ———, Third Congressional District, to fill the vacancy occasioned by the expiration of the term of service of H. C. Burchard.

Samuel Edwards, of Bureau county, Fifth Congressional District, to fill vacancy occasioned by his own resignation.

O. B. Galusha, Sixth Congressional District, to fill vacancy occasioned by expiration of his term of service.

James R. Scott, Seventh Congressional District, to fill vacancy occasioned by expiration of term of service of M. L. Dunlap.

Robert B. Harrington, Eighth Congressional District, to fill vacancy occasioned by expiration of the term of service of Lemuel Allen.

Wm. B. Anderson, Eleventh Congressional District, to fill vacancy occasioned by the death of Edward Kitchell.

John M. Pearson, Twelfth Congressional District, to fill vacancy occasioned by expiration of his own term of service.

Burden Pullen, First Grand Division, to fill vacancy occasioned by expiration of his own term of service.

James H. Pickrell, Second Grand Division, to fill vacancy occasioned by the expiration of his own term of service.

George S. Bowen, Third Grand Division, to fill vacancy occasioned by the expiration of the term of service of Edwin Lee Brown.

Luther L. Greenleaf, Third Grand Division, to fill vacancy occasioned by the resignation of Dr. J. C. Burroughs.

In which nominations I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

[Confirmed by the Senate, March 14, 1871.]

On motion of Mr. Edsall,

The above message from the Governor was laid on the table.

Mr. Richardson introduced

Senate bill, No. 234, for "An act to amend an act entitled 'an act to incorporate the Hospital of the Sisters of the Poor of the Order of St. Mary, of Quincy,' approved March 4. 1869."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Hampton introduced

Senate bill, No. 235, for "An act in relation to the sale of intoxicating drink, and to increase the fines and penalties for selling the same without license."

Which was read at large a first time, and

Ordered to a second reading and 250 copies ordered printed.

Mr. McNulta introduced

Senate bill, No. 236, for "An act to purchase the fossil remains of a mastodon."

Which was read at large a first time, and
Referred to the committee on geology and science.

Mr. Hampton introduced

Senate bill, No. 237, for "An act to repeal an act therein named."

Which was read at large a first time, and

Referred to the committee on counties and township organization.

Mr. Beveridge introduced

Senate bill, No. 238, for "An act to provide further compensation to the judges of the superior and circuit courts and State's attorney in Cook county."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Jewett introduced

Senate bill, No. 239, for "Act to enable cities, towns and villages to vacate and lease or sell parks and commons."

Which was read at large a first time, and

Ordered to a second reading.

At 12:35 o'clock P. M.,

On motion of Mr. Edsall,

The Senate adjourned until 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Washburn moved that the Senate adjourn until 3 o'clock P. M. on Monday next.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 16
Nays..... 16

Those voting in the affirmative are,

Messrs. Boyd,
Bush,
Donahue,
Epler,
Harlan,
Holcomb,

Messrs. Jewett,
Kerr,
Lanning,
Nicholson,
Richardson,

Messrs. Solomon,
Van Dorston,
Voris,
Washburn,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Beveridge,
Edsall,
Flagg,
Gibson,
Hampton,

Messrs. Hunter,
Langley,
Little,
Marsh,
McNulta,

Messrs. Senter,
Tincher,
Underwood,
Wilkinson,
Williams.

There being a tie vote, the President of the Senate voted in the affirmative.

So the Senate, at 2:30 o'clock P. M., adjourned till 3 o'clock P. M. on Monday, March 13, 1871.

MONDAY, MARCH 13, 1871.

Senate met, pursuant to adjournment.
The President announced there was not a quorum present.
At 8:04 o'clock P. M.,
On motion of Mr. Edsall,
The Senate adjourned.

TUESDAY, MARCH 14, 1871.

Senate met, pursuant to adjournment.
Prayer by Rev. Mr. Hale.
The journal of Friday last was being read, when,
On motion of Mr. Alexander,
The further reading of the same was dispensed with.
The journal of yesterday was read by the Secretary.
On motion of Mr. Alexander,
The rules were suspended, and
Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships, cities and towns,' in force April 16, 1869,"
Was taken up, and
Ordered to be engrossed and printed for a third reading.
Mr. Dore moved to suspend the rules for the purpose of taking up Senate bills Nos. 136 and 142; which motion was lost.
On motion of Mr. Flagg,
The rules were suspended, and the nominations made by the Governor in his message of last Friday, for Trustees of the Industrial University at Champaign, Illinois, were taken up.
Mr. Flagg moved that the Senate advise and consent to the nominations made.
The question being, "Shall the Senate advise and consent to the nominations of the Governor?"
And the yeas and nays being demanded,
It was decided in the affirmative, as follows: { Yeas40
Nays00
Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Casey,

Messrs. [Donahue,
Dore,
Eddy,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,

Messrs. Jewett,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Snapp,
Solomon,
Starne,
Strevell,

Messrs. Tincher,
Underwood,
Van Dorston,
Voris,
Whiting,
Wilkinson
Williams.

So the nominations were confirmed.

On motion of Mr. Edsall,

The Senate resumed the order of business under consideration at adjournment on Friday last, being in the introduction of bills.

Mr. Pierce introduced

Senate bill, No. 240, for "An act to increase the number of Trustees of the Northern Illinois Hospital for the Insane, and determine the compensation and expenses of the Board of Trustees."

Which was read at large a first time.

Mr. McNulta introduced

Senate bill, No. 241, for "An act to regulate conventions and primary meetings and elections, and prevent frauds therein."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Beveridge introduced

Senate bill, No. 242, for "An act to amend the criminal code of this State."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Crawford introduced

Senate bill, No. 243, for "An act to fix and establish the salaries of the officers of the executive department."

Which was read at large a first time, and

Referred to the committee on fees and salaries.

Mr. Beveridge introduced

Senate bill, No. 244, for "An act to make recognizances of bail in criminal cases a lien on the real estate of the accused and security."

Which was read at large a first time, and

Referred to the committee on judiciary.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, viz :

Senate bill, No. 22, for "An act to repeal part of section ten (10), of an entitled 'an act to create and organize the counties therein named.' "

Senate bill, No. 61, for "An act, to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same."

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILLINOIS, *March 10, 1871.*

HON. JOHN DOUGHERTY, *President of the Senate :*

Under the provisions of "An act to amend an act entitled 'an act for canal and river improvements,' approved February 25, 1869," I have the honor to nominate the following named gentlemen as Commissioners to fill the vacancies occasioned by the expiration of their terms of service :

Joseph Wiley, of Lee county.

Virgil Hickox, of Sangamon county.

Robert Milne, of Will county.

In which nominations I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

Senate bill, No. 188, for "An act to create the office of Inspector of Coal Mines, to prescribe his powers and duties, and to provide for the health and safety of operative miners,"

Having been printed, was taken up, and read at large a third time.

The question being, "Shall this bill pass?"

Pending the consideration of the bill,

At 10 o'clock A. M. the President announced the special order, which was the consideration of

Senate bill, No. 186, for "An act in relation to the Penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet,' " and the substitute offered therefor by Mr. Jewett.

Mr. Jewett moved to postpone the special order until to-morrow morning; which motion was lost.

Mr. Epler moved that Senate bill No. 186, with all amendments and substitute, be recommitted to the committee on penal institutions, with instructions to prepare a bill on the principle of leasing the Penitentiary.

The question being on recommitting the bill,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 16
Nays..... 29

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Bush,
Casey,
Epler,
Gibson,

Messrs. Harlan,
Holcomb,
Jewett,
Nicholson,
Richardson,

Messrs. Shephard,
Solomon,
Starne,
Van Dorston,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Crawford,
Donahue,
Dore,

Messrs. Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Hunter,
Kerr,
Langley,
Lanning,

Messrs. Little,
Marsh,
McNulta,
Pierce,
Reddick,

Messrs. Senter,
Snapp,
Strevel,
Tincher,
Underwood,

Messrs. Voria,
Washburn
Whiting,
Wilkinson.

So the Senate refused to recommit the bill.

Pending the consideration of the substitute for Senate bill No. 186,

At 12 o'clock M.,

On motion of Mr. Snapp,

The Senate adjourned until 2 o'clock P. M.

TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Flagg, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit:

Senate bill, No. 121, for "An act in regard to practice in courts of record."

On motion of Mr. Underwood,

The rules were suspended, and

House bill, No. 218, for "An act to provide for and fix the salary of the Judges of the Supreme Court,"

Was taken up, read at large a second time, and

Ordered to a third reading.

The consideration of Senate bill No. 186, and the following substitute therefor, by Mr. Jewett, was then resumed:

"1. That the Penitentiary at Joliet and the Penitentiary grounds, together with the labor of the convicts therein confined, or to be confined hereafter, be and the same are hereby leased to the highest bidder, his heirs, successors and assigns, for the term of eight years, upon the following terms and conditions, to-wit: Said lessee shall be held responsible to the State of Illinois for the entire cost and expense of feeding, clothing and guarding the convicts, and shall also pay the physician's fees and cost of medicines, (but shall have the power to appoint the physician), and shall hold the State harmless of all expense by reason of any of the items embraced in this section.

"2. The said lessee shall, by virtue of this lease, have the whole and entire control of the labor and discipline of the convicts; shall appoint such assistants as he may deem proper and necessary, and define their duties; make such rules and regulations for the discipline and working of the convicts as he may deem best, which rules shall not be revoked or interfered with by inspectors or any other officers, on the part of the State. He shall not be required to pay the fees of chaplain, nor for money and clothing furnished discharged convicts.

"3. The present Board of Commissioners are required to turn over to said lessee all of the tools, machinery and shafting now in use in

said Penitentiary, intact, and also turn over to him all clothing, beds and bedding, and other furniture or fixtures now in use in said prison, to be returned to the State at the end of the lease, in value, ordinary wear and tear excepted. They are also required to turn over to him all material now on hand for manufacturing purposes, or so much thereof as he may deem necessary for his use, at its value. They shall cause to be removed from the prison all wagons and other manufactured articles, and dispose of the same for the benefit of the State, and report the same promptly to the Governor.

"4. It shall be the duty of the Governor to appoint three inspectors whose duties shall be to make monthly visits to the Penitentiary, and to see that terms of this lease are properly carried out, and report the same from time to time to the Governor. The laws now in force with regard to the appointment of a chaplain shall be continued, so far as to allow the said inspectors of the Penitentiary to appoint a chaplain from some one of the local churches at Joliet, whose duties shall be to preach at least one sermon on every Sabbath day, and do and perform such other offices as may be required by the warden or inspectors of the Penitentiary, whenever they or either of them shall deem the attendance of said chaplain necessary.

"5. It is hereby provided that the Commissioners of the new State House shall continue the contract for cutting the stone for the new State House, up to its completion, with the lessee of the Penitentiary, at the same price as they by contract are now paying to the Commissioners of the Penitentiary, and payable upon estimates as now arranged for with said Commissioners, by contract. *And be it further provided*, that the State shall, at her own cost, support and provide for the maintenance of all convicts in excess of the number of cells now erected at Joliet.

"6. It shall be the duty of the inspectors to see that all the duties and obligations of the lessee, under this act, are faithfully performed, and to report to the Governor any and all violations of such duties and obligations, and the Governor, for good cause shown, shall have power at any time during the continuance of said lease, to enter into the possession of said Penitentiary, in the name and on behalf of the State, and remove the said lessee therefrom, and from thenceforth and until the termination of said lease by Commissioners to be by him appointed, to employ the said convicts and conduct and manage the said Penitentiary, at the risk and responsibility of the said lessee, his heirs and representatives.

"7. So much of an act entitled 'an act to provide for the management of the Illinois Penitentiary, at Joliet,' approved June twenty-eight, in the year of our Lord one thousand eight hundred and sixty seven, as provides for the appointment of three Commissioners and defines their duties, and all laws or parts of laws coming in conflict with this act, be and the same are hereby repealed."

Mr. Richardson offered the following amendment to the substitute:

"Said leasing to take place after there shall have been notice to receive bids therefor, published in at least three weekly newspapers published in the city of Chicago, and two published in the city of

Springfield—each of said publications to be for four successive weeks, the first thereof to be made on or before the first day of August, A.D. 1871. Said notices shall provide for said leasing to be made to the responsible bidder that will pay the largest sum for such lease, per annum; and they shall provide that such leasing shall not be for a less term than — years, nor for more than — years, from the date of leasing.”

Mr. Bangs moved that the debate close on the amendment to the substitute.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 23
Nays..... 19

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Bishop,
Bush,
Casey,
Dore,
Eddy,
Epler,

Messrs. Hampton,
Harlan,
Holcomb,
Jewett,
Lanning,
McNulta,
Richardson,
Shephard,

Messrs. Solomon,
Starne,
Van Dorston.
Voris,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Crawford,
Donahue,
Early,
Edsall,
Flagg,
Fuller,

Messrs. Hunter,
Kerr,
Langley,
Little,
Marsh,
Pierce,

Messrs. Reddick,
Senter,
Snapp,
Tincher,
Underwood,
Vaughn.

So debate on the amendment was closed.

Mr. Epler offered the following amendment to the substitute:

Amend section 1, by striking out all of said section after the word “physician,” in the 7th line, and inserting, “and shall give bond in the sum of two hundred thousand dollars, conditioned that said lessee shall hold the State harmless of all expense, by reason of any of the items embraced in this section.”

And the yeas and nays being demanded,

The amendment was adopted, by the following vote:

[The copy furnished does not show the names of those voting on this question.—*Pub. Printer.*]

Mr. Starne offered the following amendment to the substitute:

Amend section 5, in line 5, by striking out all after the word “contract.”

The question being upon the adoption of the amendment to the substitute,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 33
Nays..... 9

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Eddy,
Edsall,
Epler,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Langley,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Shephard,
Solomon,
Starne,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Early,
Flagg,

Messrs. Kerr,
Lanning,
Little,

Messrs. Marsh,
Senter,
Snapp.

So the amendment to the substitute was adopted.

Mr. Williams offered the following amendment to the substitute :

After the word "continued," in 4th line of the 4th section, insert,
"and it shall be the duty of said inspectors to appoint a chaplain, whose
duty it shall be to preach at least one sermon on every Sabbath day,
and do and perform such other religious offices as he may deem neces-
sary or the inspectors or lessee may require of him."

The question being upon the adoption of the amendment to the
substitute,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas28
Nays15

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Bush,
Casey,
Donahue,
Dore,
Eddy,
Edsall,
Epler,
Fuller,

Messrs. Hampton,
Holcomb,
Jewett,
Lanning,
McNulta,
Pierce,
Reddick,
Richardson,
Shephard,

Messrs. Solomon,
Starne,
Strevel,
Tincher,
Underwood,
Van Dorston,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Crawford,
Early,
Flagg,

Messrs. Harlan,
Hunter,
Kerr,
Langley,
Little,

Messrs. Marsh,
Senter,
Snapp,
Vaughn,
Voris,

So the amendment to the substitute was adopted.

Mr. Epler offered the following amendment to the substitute :

Add, "SECTION 9. It shall not be lawful in said penitentiary to use
any cruel or unusual mode of punishment, or to punish any convict
by whipping in any case whatever."

The question being upon the adoption of the amendment to the
substitute,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas33
Nays10

**Messrs. Shephard,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dornston,
Vaughn,
Whiting,
Wilkinson,
Williams.**

**Messrs. Senter,
Snapp,
Voris.**

**Messrs. Starnes,
Williams.**

**Messrs. Kerr,
Langley,
Little,
Marsh,
McNulta,
Pierce,
Reddick,
Senter,**

Messrs. Shephard,
Snapp,
Solomon,
Strevel,

Messrs. Tincher,
Underwood,
Van Dorston
Vaughn,

Messrs. Voris,
Whiting,
Wilkinson.

So the substitute was not adopted.

On motion of Mr. Voris,

The further consideration of Senate bill No. 186 was made the special order for to-morrow morning, at 10 o'clock.

At 6:15 o'clock P. M.,

On motion of Mr. Voris,

The Senate adjourned.

WEDNESDAY, MARCH 15, 1871.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by Rev. Mr. Keller.

The journal of yesterday was being read, when,

On motion of Mr. Harlan,

The further reading of the same was dispensed with.

On motion of Mr. Harlan,

The rules were suspended, and

Senate bill, No. 185, for "An act to provide for the construction of drains, ditches and levees, and other work,"

Was taken up, and read at large a second time.

Mr. Bush offered the following amendment; which was adopted:

Amend section 18, by inserting after the word "benefits" in 4th line, the words "in a greater amount than its proportionate share of the estimated cost of the work, and expenses of the proceeding, nor in."

The bill, as amended, was then ordered to be engrossed and printed for a third reading.

On motion of Mr. Dore,

Senate bill, No. 186, for "An act relative to public parks and boulevards,"

Was taken up, and

Ordered to be engrossed for a third reading.

On motion of Mr. Dore,

Senate bill, No. 142, for "An act to provide for the enlargement and completion of public parks, and the management thereof,"

Was taken up, and

Ordered to be engrossed for a third reading.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed, to-wit:

Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships, cities and towns,' in force April 16, 1869."

Senate bill, No. 161, for "An act to create a Board of Pardon."

On motion of Mr. Edsall,

The order of business under consideration yesterday, at the time the special order intervened, was taken up.

The question being upon the passage of

Senate bill, No. 188, for "An act to create the office of Inspector of Coal Mines, to prescribe his powers and duties, and to provide for the health and safety of operative miners."

Pending the consideration of the bill,

At 10 o'clock A. M., the President *pro tempore*, announced the special order, being the further consideration of

Senate bill, No. 186, for "An act in relation to the Penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet.'"

Mr. Pierce moved to suspend the rules.

Pending the motion, the special order was taken up.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 233, for "An act to repeal section one of an act entitled 'an act for the relief of DuPage county,' in force March 10, 1869."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS, on the second day of December, A. D. 1870, the Board of Trustees of the Illinois and Michigan Canal, executed a certain paper, by which it is alleged or claimed that one Adam Smith, of the city of Chicago, acquired some right or interest in, or right to use and occupy ninety (90) feet on each side of the canal, beginning at the west line of section twenty-nine (29), in township thirty-nine (39) north, of range fourteen (14) east, of the 8d P. M., where the same crosses the canal, thirty thousand feet, subject to certain conditions therein named, and being the property of the Illinois and Michigan Canal; and whereas, in the judgment of the General Assembly, the said paper is not binding upon the State of Illinois, and that it is contrary to the interests of the people thereof, that the said Smith or any other person, should, upon any pretence whatever, be permitted to have or acquire any interest in said strip, or any right to use or occupy the same in any manner or to any extent whatever; therefore,

Resolved, the Senate concurring, that said paper, so executed and claiming, be and the same is hereby declared "not valid" and not binding upon the State; and that the Governor be requested to instruct the Attorney General of this State to give notice thereof to said Adam Smith, and to the Board of Trustees of said Illinois and Michigan Canal, and to institute and prosecute such legal and proper proceedings as may be necessary in the case, to disaffirm the same and to protect the rights of the State.

In the adoption of which I am instructed to ask the concurrence of the Senate.

It was decided in the affirmative, as follows: { Yeas..... 30
Nays..... 12

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Bishop,
Crawford,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Hunter,
Jewett,
Kerr,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Snapp,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Bush,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Richardson,
Shephard,

Messrs. Solomon,
Starne,
Washburn,
Williams.

So the bill was ordered engrossed for a third reading.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been properly engrossed, to-wit:

Senate bill, No. 136, for "An act relating to public parks and boulevards."

Mr. Epler entered a motion to reconsider the vote by which Senate bill No. 136 was ordered to be engrossed for a third reading.

The further consideration of Senate bill No. 188 was then resumed.

Pending the consideration of the bill,

On motion of Mr. Snapp,

The Senate adjourned until 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a written communication:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., *March* 15, 1871.

HON. JOHN DOUGHERTY, *President of the Senate*:

I have the honor to transmit herewith, to be laid before the Senate, a petition of the Chicago Charitable Eye and Ear Infirmary, and to commend the subject to the deliberate action of the General Assembly, believing that the charitable and benevolent character of the Institution entitles it to strong claims, and that such support should be given it as is consistent with the provisions of the constitution.

JOHN M. PALMER.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the following communication and documents:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., *March 15, 1871.*

HON. JOHN DOUGHERTY, *President of the Senate:*

I have the honor to transmit to you, to be laid before the Senate, a copy of the report of E. N. Bates, State Treasurer, and C. E. Lippincott, State Auditor, in reference to the purchase of coin made by them for the payment of the State debt, together with exhibits A, B, C, D, and E, which are made part thereof.

JOHN M. PALMER.

The consideration of Senate bill No. 188 was then resumed.

Mr. Strevell offered the following motion in writing:

“Recommit the bill (No. 188) to the committee on mines and mining, with instructions to report a bill making it the duty of the county court, on the application of any ten miners who may at the time be working in the mine complained of, to appoint a jury of six freeholders (not in any way interested in mines) to examine the mine complained of, with power in the court to enforce such changes as will render the mine safe ; and strike out all after the word ‘miners’ in 11th line, section 4.”

The question being upon the motion to recommit the bill,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: } Yeas.....29
 } Nays.....13

Those voting in the affirmative are,

**Messrs. Bangs,
Beveridge,
Bishop,
Bush,
Crawford,
Dore,
Early,
Epler,
Gibson,
Hampton,**

**Messrs. Harlan,
Holcomb,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Nicholson,
Reddick,**

**Messrs. Richardson,
Senter,
Shephard,
Solomon,
Starne,
Strevell,
Van Dorston,
Voris,
Williams.**

Those voting in the negative are,

**Messrs. Edsall,
Flagg,
Fuller,
Hunter,
Little,**

**Messrs. Marsh,
McNulta,
Pierce,
Snapp,**

**Messrs. Underwood,
Vaughn,
Washburn,
Whiting.**

So the bill was recommitted to the committee on manufactures and mining.

House bill, No. 48, for "An act to provide for and fix the salaries of the Judges of the Supreme Court,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 40
Nays 2

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Bishop,
Bush,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shepherd,
Snapp,
Solomon,
Starne,
Strevel,
Underwood,
Van Dorston,
Vaughn,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Messrs. Gibson and Washburn voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The House resolution relative to the calamity caused by the tornado at East St. Louis, was,

On motion of Mr. Underwood,

Taken up, and adopted.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit:

Senate bill, No. 142, for "An act to provide for the enlargement and completion of public parks and the management thereof."

Senate bill, No. 177, for "An act to punish officers for collecting or receiving illegal fees,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 39
Nays 2

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Bishop,
Bush,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Shepherd,
Snapp,
Solomon,
Starne,
Strevel,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Whiting.

Messrs. Washburn and Williams voted in the negative.

On motion of Mr. Underwood,

The title to Senate bill No. 177, was amended by inserting the word "charging."

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 187, for "An act to repeal an act to vacate the town plat of the town of Cummington, in Macoupin county, Illinois,"

Was then taken up, and the bill having been printed, was read at large a third time, and

Recommitted to the committee on judiciary.

Senate bill, No. 203, for "An act providing for the payment of the school tax fund orders and the school fund interest orders,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 40
Nays..... 00

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Bishop,
Bush,
Crawford,
Donahue,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Jackson,
Jewett,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Washburn,
Whiting,
Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

Senate bill, No. 114, for "An act to make the annual report of the Auditor of Public Accounts of the State of Illinois evidence in the courts of this State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 40
Nays..... 00

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Bishop,
Bush,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Washburn,
Whiting,
Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the following message :

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL. *March* 16, 1871.

HON. JOHN DOUGHERTY, *President of the Senate*:

I have the honor to transmit to you, to be laid before the Senate, the memorial of a number of citizens of the State, who claim to be creditors of the State Penitentiary.

It will be seen, upon reading the memorial, that no attempt is made therein to state the separate amounts due or claimed to be due to the individuals or firms whose names are thereto appended, but that the memorialists claim, to represent an aggregate of demands against the Penitentiary, exceeding the sum of one hundred and sixty thousand dollars; and they also insist that the credits referred to were extended to the Penitentiary in good faith, that the delay in the payment of these demands "has become burdensome, oppressive and damaging to them," and they ask that steps be taken to provide for the immediate payment of the amounts due them.

I have no official information of the precise amounts due to any of the memorialists, nor of the consideration for which these respective debts were created, but am informed, unofficially, that several of the claims amount to some thousands of dollars, and I can understand the great inconveniences, if not positive loss, to which they may be subjected to by longer delay in payment.

It appears, from the reports from the Penitentiary, that on the 1st day of December, 1870, there were debts against the prison to the amount of about \$332,000, and in my annual message I expressed the opinion that such debts, referring to debts contracted by the Commissioners of the Penitentiary, for feeding and clothing the convicts, and for tools, machinery, fixtures and materials, must be paid by the State.

The only doubt that can exist as to the duty of the State to pay off and discharge these debts, grows out of the provision of the constitution that prohibits contracting of debts against the State without authority of law, and that absolutely forbids the payment of debts contracted without lawful authority.

By the 4th section of "An act to provide for the management of the Illinois State Penitentiary at Joliet," approved June 28th, 1867, the Commissioners therein provided for are directed to take possession of the Penitentiary, "and to make all necessary provisions for the feeding, clothing, guarding and safe-keeping of the convicts." By the 16th section of the act, it is provided that "the warden shall attend to the fiscal concerns of the Penitentiary, under the direction of said commissioners, and shall use his best endeavors to defray all the expenses of

the Penitentiary by the labor of the convicts. He shall * * * act under the direction of said commissioners in making contracts for the employment of the labor of the convicts, and for furnishing the necessary supplies for their support, and in purchasing such raw material as may be required to be manufactured by convict labor." By the 25th section of the same act, the commissioners are authorized "to contract for provisions, clothing, medicines, forage, fuel and other supplies for the Penitentiary." Under the circumstances therein mentioned, and by the 33d section, the commissioners, if unable to lease the labor of the convicts as contemplated by the act, are authorized to procure, on behalf of the State, all necessary tools, machinery and fixtures "for the carrying on of such mechanical and manufacturing business" in the Penitentiary, "and to purchase all necessary unmanufactured material, so as to keep the convicts employed."

The general and extensive authority conferred upon the commissioners and the warden to contract and make purchases on account of the Penitentiary, seems to be subject to no restriction or limit.

They are not required to purchase for cash, nor are they prohibited from contracting debts, and it is difficult to deny that they were authorized by law to contract debts for the purposes specified, and if it cannot be so denied then the debts claimed by the memorialists are valid, legal claims against the State, and must, after full investigation, be paid from the treasury.

I think it a matter of profound regret that such large powers were conferred upon the officers named in the bill, or that they were not restricted in their expenditures to the appropriations made by the General Assembly, and the actual earnings of the Penitentiary; but unless some provision of law can be found restricting them, that has escaped my attention, they had authority to purchase, upon the credit of the State, the necessary property and articles referred to in the law, and all that the memorialists or other creditors of the Penitentiary can fairly be required to do is, to furnish to such officer or persons as may be designated by law, or to the General Assembly, satisfactory evidence, that these debts accrued to them for such property as the commissioners or warden were authorized to purchase for the use of the Penitentiary; that such property or articles were actually delivered to them, and that the prices charged are just and reasonable.

As promptness of payment is of the highest importance to commercial men, and as the State can derive no possible advantage from delay, and will pay no interest unless a law is passed providing for its payment, I have the honor to recommend that immediate provision be made, by law, for the investigation of all claims against the State, growing out of the management of the Penitentiary, and for the prompt payment of such of them as may be found to be proper and just.

JOHN M. PALMER.

On motion of Mr. Beveridge,

The communication and memorial were referred to the committee on penitentiary, with instructions to have two hundred (200) copies printed, and to report by bill or otherwise.

On motion of Mr. Strevell,

The motion made by him to reconsider the vote by which Senate bill, No. 24, for "An act to provide for the investment of the funds in the State Treasury, belonging to the State debt fund, in the securities of the United States,"

Was ordered to be engrossed for a third reading, was taken up.

On motion of Mr. Dore,

It was ordered that the business now under consideration be resumed to-morrow morning.

At 5:45 o'clock P. M.,

On motion of Mr. Dore,

The Senate adjourned.

THURSDAY, MARCH 16, 1871.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by Rev. Mr. Reed.

The journal of yesterday was being read, when,

On motion of Mr. Strevell,

The further reading of the same was dispensed with.

On motion of Mr. Pierce,

The rules were suspended, and

Mr. Pierce offered the following resolution; which was adopted:

***Resolved*, That for the purpose of facilitating the transaction of business, no member shall speak more than five minutes at any one time, or more than once upon the same question.**

Mr. Starne called up the Governor's message, appointing as Canal Commissioners Joseph Utley, Virgil Hickox and Robert Milne.

And the question being, "Will the Senate advise and consent to the nominations just made?"

It was decided in the affirmative, as follows: { Yeas 37
Nays 00

Those voting in the affirmative are,

**Messrs. Alexander,
Beveridge,
Bush,
Crawford,
Dore,
Early,
Eddy,
Edsall, !
Epler,
Fuller,
Gibson,
Hampton,
Harlan,**

**Messrs. Holcomb,
Hunter,
Jackson,
Jewett,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Senter,**

**Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Washburn,
Whiting,
Williams.**

So the nominations were confirmed.

Mr. Eddy called up the following message from the Governor :

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., Feb. 22, 1871.

HON. JOHN DOUGHERTY, *President of the Senate* :

Under the provisions of "An act to locate and carry on the Northern Illinois Hospital and Asylum for the Insane," approved April 16, 1869, I have the honor to nominate and appoint, as one of the Trustees of said institution, Henry Sherman, of Kane county, to fill vacancy occasioned by expiration of term. In which nomination I respectfully ask the concurrence of the Senate. JOHN M. PALMER.

And the question being, "Will the Senate advise and consent to the nomination just made?"

It was decided in the affirmative, as follows : { Yeas 39
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Bush,
Crawford,
Dore,
Early,
Eddy,
Edsall,
Epler,
Fuller,
Gibson,
Hampton,
Harlan,

Messrs. Holcomb,
Jackson,
Jewett,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Senter,
Shephard,

Messrs. Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Washburn,
Whiting,
Williams,
Woodard.

So the nomination was confirmed.

The motion to reconsider the vote by which Senate bill No. 24 was ordered to be engrossed for a third reading, was taken up, and the vote was reconsidered.

Mr. Underwood moved that the bill be recommitted to the committee on finance.

The question being on the motion to recommit,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas. 25
Nays. 18

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Crawford,
Early,
Eddy,
Edsall,
Fuller,
Hampton,
Hunter,

Messrs. Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Senter,
Snapp,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Bush,
Dore,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Lanning,
Reddick,
Shephard,
Solomon,

Messrs. Starne,
Tincher,
Voris,
Washburn,
Wilkinson,
Williams.

So the bill was recommitted to the committee on finance.

The rules being suspended,

Mr. Lanning introduced

Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make an appropriation to pay the expenses thereof."

Which was read at large a first time, and

Ordered to a second reading.

Senate bill, No. 137, for "An act incorporating the Illinois Institution for the Education of Feeble-minded Children,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 42
Nays 3

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Shepherd,
Snapp,
Solomon,
Starne,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Mr. Strevell,

Mr. Washburn,

Mr. Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Epler withdrew his motion, made on Tuesday last, to reconsider the vote by which Senate bill No. 136 was ordered to be engrossed for a third reading.

Mr. Beveridge called up his motion to reconsider the vote by which Senate bill No. 2, for "An act providing for the payment by the county of Cook, of further compensation to the judges of the circuit and superior courts, and the State's Attorney of said county, respectively," was lost.

The motion was then taken up.

The question being on the motion to reconsider,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....37
Nays..... 6

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Crawford,

Messrs. Casey,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Fuller,
Harlan,
Holcomb,
Hunter, ●

Messrs. Jackson,
Jewett,
Kerr,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Shephard,
Snapp,
Starne,

Messrs. Strevell,
Tincher,
Van Dorston,
Vaughn,
Voris,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Gibson,
Hampton,

Messrs. Solomon,
Washburn,

Messrs. Whiting,
Woodard.

So the vote was reconsidered.

Mr. Jewett moved to take up the bill and put it upon its passage; which motion was decided in the affirmative.

Senate bill, No. 2, for "An act providing for the payment by the county of Cook of further compensation to the judges of the circuit and superior courts, and the State's Attorney of said county, respectively,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 26
Nays..... .. 18

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Crawford,
Casey,
Donahue,
Dore,
Eddy,

Messrs. Epler,
Gibson,
Hunter,
Jackson,
Jewett,
Kerr,
Langley,
Lanning,
Marsh,

Messrs. McNulta,
Reddick,
Shephard,
Snapp,
Starne,
Strevell,
Van Dorston,
Voris.

Those voting in the negative are,

Messrs. Early,
Flagg,
Hampton,
Harlan,
Holcomb,
Nicholson,

Messrs. Pierce,
Richardson,
Senter,
Solomon,
Tincher,
Underwood,

Messrs. Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit:

Senate bill, No. 185, for "An act to provide for the construction of drains, ditches and levees, and other work."

Senate bill, No. 152, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 37
Nays 7

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Casey,
Donahue,
Dore,
Early,
Eddy,
Epler,
Flagg,
Gibson,

Messrs. Hampton,
Harlan,
Jackson,
Jewett,
Kerr,
Langley,
Marsh,
Nicholson,
Reddick,
Richardson,
Senter,
Shepherd,

Messrs. Snapp,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Edsall,
Holcomb,

Messrs. Lanning,
Little,

Messrs. Solomon,
Washburn.

Mr. Beveridge offered the following amendment to the title of Senate bill No. 152; which was adopted:

Add to title the following: "and to provide for the extension of boulevards."

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 136, for "An act relative to public parks and boulevards,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....39
Nays..... 8 .

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Casey,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,
Hampton,
Harlan,

Messrs. Holcomb,
Jackson,
Jewett,
Kerr,
Langley,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Shepherd,

Messrs. Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Crawford,

Mr. Donahue,

Mr. Washburn.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

By unanimous consent,

On motion of Mr. Underwood,

Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain,"

Was taken up, and

Referred to the committee on railroads and warehouses.

Mr. Snapp, by unanimous consent, presented a communication and petition, from the Will County Bible Society; which were read, and Referred to the committee on penal institutions.

Senate bill, No. 142, for "An act to provide for the enlargement and completion of public parks, and the management thereof,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 38
Nays..... 5

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Casey,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,
Holcomb,

Messrs. Jackson,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Shepherd,
Snapp,

Messrs. Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Donahue,
Fuller,

Messrs. Lanning,
Little,

Mr. Washburn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Pending the consideration of Senate bill No. 185,

Mr. Gibson moved that the Senate adjourn until 2:30 o'clock P. M.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....16
Nays.....31

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Dore,
Early,
Edsall,
Epler,

Messrs. Gibson,
Hampton,
Holcomb,
Hunter,
Jewett,

Messrs. Kerr,
Lanning,
Marsh,
Underwood,
Williams.

Those voting in the negative are,

Messrs. Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Donahue,

Messrs. Eddy,
Flagg,
Fuller,
Harlan,
Jackson,
Langley,

Messrs. McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevell,

Messrs. Tincher,
Van Dorston,
Vaughn,
Voria,

Messrs. Washburn.
Whiting,
Wilkinson,
Woodard.

So the Senate refused to adjourn.

Mr. Voria moved the previous question.

And the question being, "Shall the previous question be now put?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows:

Y eas.....33

N ays.....14

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Dore,
Early,
Eddy,
Flagg,

Messrs. Fuller,
Gibson,
Hampton,
Hunter,
Jackson,
Jewett,
Langley,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Shephard,
Snapp,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Voria,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Donahue,
Edsall,
Epler,
Harlan,
Holcomb,

Messrs. Kerr,
Lanning,
McNulta,
Richardson,
Solomon,

Messrs. Tincher,
Washburn,
Wilkinson,
Williams.

So the previous question was ordered.

Senate bill, No. 185, for "An act to provide for the construction of drains, ditches and levees, and other work,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows:

Y eas..... 48

N ays..... 4

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Voria,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Epler,

Mr. Lanning,

Mr. Tincher.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

At 1 o'clock P. M.,

On motion of Mr. Voris,

The Senate adjourned until 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Senate bill No. 151 was taken up.

On motion of Mr. Strevell,

A call of the Senate was ordered.

The following Senators (40) answered to their names:

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Early,
Eddy,
Epler,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Langley,
Lanning,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson.

On motion of Mr. Alexander,

Further proceedings under the call were dispensed with.

Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships, cities and towns,' in force April 16, 1869,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 38
Nays 5

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Bishop,
Bush,
Casey,
Dore,
Early,
Eddy,
Epler,
Flagg,
Gibson,
Hampton,
Harlan,

Messrs. Holcomb,
Jackson,
Jewett,
Kerr,
Langley,
Lanning,
McNulta,
Nicholson,
Reddick,
Richardson,
Senter,
Shephard,
Snapp,

Messrs. Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Beveridge,
Crawford,

Messrs. Fuller,
Hunter,

Mr. Pierce.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The rules being suspended,

Mr. Flagg, from the committee on education, to which was referred Senate bill, No. 168, for "An act to appropriate money to the State Normal University for the next two years," reported the same back, with amendments, and recommended the adoption of the same.

The question being upon concurring with the committee in their report,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 25
Nays 21

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Donahue,
Dore,
Early,
Eddy,
Epler,

Messrs. Flagg,
Fuller,
Jewett,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Reddick,
Senter,
Snapp,
Strevel,
Underwood,
Vaughn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Crawford,
Casey,
Edsall,
Gibson,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Jackson,
Kerr,
Pierce,
Richardson,
Shephard,

Messrs. Solomon,
Starne,
Tincher,
Voris,
Washburn,
Wilkinson,
Williams.

So the report of the committee was concurred in.

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been properly engrossed, to-wit:

Senate bill, No. 186, for "An act in relation to the Penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet.'"

Senate bill, No. 23, for "An act to equalize the judicial circuits of the State,"

Having been read at large a second time, was taken up.

Mr. Snapp offered the following amendment; which was adopted: Amend by striking out "Kankakee," in the eleventh circuit, and inserting it in the twentieth circuit.

On motion of Mr. Van Dorston,

The bill, with amendments, was recommitted to the committee on judiciary.

Senate bill, No. 158, for "An act relating to parent and child,"

Was taken up and read at large a second time.

Mr. Bangs offered the following amendment; which was lost:

Amend by striking out the words "in possession or remainder," in 3d and 4th lines of section 2.

Mr. Edsall offered the following amendment; which was adopted:

Strike out of line 3, section 2, the words, "for and during its minority," and insert, "until the child shall become fourteen years of age."

The bill was then ordered to be engrossed and printed for a third reading.

Senate bill, No. 182, for "An act to authorize and empower the copying of the original field notes of the United States surveys of the State of Illinois, transferred from the Surveyor General's office to the State, under an act of Congress of the United States,"

Was taken up, read at large a second time, and
Recommitted to the committee on finance.

The rules being suspended,

Mr. Bangs, from the committee on fees and salaries, to which was referred Senate bill, No. 243, for "An act to fix and establish the salaries of the officers of the Executive Department," reported the same back, and recommended that it be laid on the table until the 4th of July, 1872.

The report of the committee was concurred in, and the bill
Laid on the table until 4th of July, 1872.

Mr. Bangs, from the committee on fees and salaries, introduced Senate bill, No. 246, for "An act to fix the salaries of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General."

Which was read at large a first time, and
Ordered to a second reading.

The rules being further suspended,

Mr. Whiting, from the committee on manufactures and mining, to which was referred Senate bill, No. 188, for "An act to create the office of inspector of coal mines, to prescribe his powers and duties, and to provide for the health and safety of operative miners," reported the same back, with amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Whiting moved that the rules be further suspended, that the bill might be read a second time.

The question being on the motion to suspend the rules,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 25
Nays 19

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,

Messrs. Dore,
Flagg,
Fuller,
Hampton,

Messrs. Harlan,
Hunter,
Jackson,
Jewett,

Messrs. Langley,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Snapp,
Strevel,
Tincher,

Messrs. Underwood,
Vaughn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Bush,
Donahue,
Early,
Eddy,
Edsall,
Epler,

Messrs. Gibson,
Holcomb,
Kerr,
Lanning,
Richardson,
Senter,

Messrs. Shephard,
Solomon,
Starne,
Voris,
Washburn,
Wilkinson.

So the Senate refused to suspend the rules.

Mr. Dore moved to suspend the rules in order to introduce a bill ; which motion was lost.

Senate bill, No. 120, for "An act to incorporate and to govern fire, marine, inland navigation, and life insurance companies doing business in the State of Illinois,"

Was taken up and read at large a second time.

On motion of Mr. Holcomb,

The further consideration of the bill was postponed until to-morrow and made the first on the order of business.

Mr. Dore introduced

Senate bill, No. 247, for "An act to authorize the county boards or other bodies having control and management of the county affairs of the several counties of this State, to take measures to enforce all laws in regard to the prevention of cruelty to animals."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 108, for "An act for the relief of Augustus Bauer, Asher Carter and Wm. C. Deakman," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Ordered to a second reading.

On motion of Mr. Crawford,

Senate bill, No. 26, for "An act for the relief of Robert Tillson & Co.,"

Was taken from the table and 250 copies ordered printed.

Senate bill, No. 217, for "An act to make appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years,"

Was taken up and read at large a second time.

Mr. Crawford offered the following amendments ; which were adopted :

Section 5: Amend by striking out the word "five" where it occurs in 14th line, and insert "ten."

Also, add a section: "That all sums hereafter collected by the Trustees from the assets of the institution shall be paid into the State Treasury: *And, provided, further*, no part of this appropriation shall be had until the Treasurer shall have executed a bond for not less than \$25,000, to be approved by the Governor."

The bill, as amended, was then ordered to be engrossed and printed for a third reading.

Mr. Edsall, from the committee on railroads and warehouses, to which was referred Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Ordered to a second reading.

Mr. Underwood moved to suspend the rules, in order to take up Senate bill No. 188; which motion was lost.

Mr. Snapp entered a motion to reconsider the vote by which Senate bill No. 186 was ordered to be engrossed for a third reading.

The motion was taken up.

The question being on the motion to reconsider,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....26
Nays..... 6

Those voting in the affirmative are,

Messrs. Beveridge,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Hunter,
Jewett,
Kerr,
Langley,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Snapp,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Holcomb,

Messrs. Richardson,
Shephard,

Messrs. Washburn,
Williams.

So the Senate reconsidered the vote.

Mr. Beveridge then offered the following amendment; which was adopted:

Amend by striking out section 45.

Mr. Richardson moved that the Senate adjourn; which motion was lost.

Senate bill, No. 186, for "An act in relation to the Penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet,' "

Was ordered to be engrossed for a third reading, and 250 copies of the amendment ordered printed.

Mr. Nicholson moved that the Senate adjourn; which motion was lost.

House bill, No. 233, for "An act to repeal section one of an act entitled 'an act for the relief of Du Page county,' in force March 10th, 1869,"

Was taken up, read at large a first time, and

Referred to the committee on counties and township organization.

Mr. Langley moved that the Senate adjourn ; which motion was lost.

Mr. McNulta moved to suspend the rules, for the purpose of taking up Senate bill No. 162.

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 22
Nays..... 8

Those voting in the affirmative are,

Messrs. Beveridge,
Bush,
Crawford,
Donahue,
Early,
Eddy,
Flagg,
Fuller,

Messrs. Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
McNulta,

Messrs. Nicholson.
Reddick,
Senter,
Snapp,
Underwood,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Edsall,
Lanning,
Pierce,

Messrs. Shephard,
Tincher,
Vaughn,

Messrs. Washburn,
Williams.

So the Senate refused to suspend the rules.

At 5:57 o'clock P. M.,

On motion of Mr. Langley,
The Senate adjourned.

FRIDAY, MARCH 17, 1871.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by Rev. Mr. Harvey.

The journal of yesterday was being read, when,

On motion of Mr. Pierce,

The further reading of the same was dispensed with.

Mr. Holcomb asked for the reading of that portion of the journal relating to the action of the Senate yesterday upon Senate bill No. 186, and it was read.

The President *pro tempore* announced that the first order of business was the consideration of Senate bill No. 120.

Mr. Whiting moved to suspend the rules to take up Senate bill No. 188.

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 27
Nays 18

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Donahue,
Dore,
Flagg,
Hampton,
Harlan,

Messrs. Hunter,
Jackson,
Jewett,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Snapp,
Starne,
Strevell,
Underwood,
Vaughn,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Bush,
Casey,
Early,
Edsall,
Epler,

Messrs. Gibson,
Holcomb,
Kerr,
Lanning,
Richardson,
Shephard,

Messrs. Solomon,
Tincher,
Van Dorston,
Voris,
Washburn,
Wilkinson.

So the Senate refused to suspend the rules.

The Senate then resumed the consideration of

Senate bill, No. 120, for "An act to incorporate and to govern fire, marine, inland navigation, and life insurance companies, doing business in the State of Illinois."

Mr. Early offered the following amendment; which was adopted:

Amend section 2, 1st line, after the word "act," insert "for the purpose named in the preceding section."

Mr. Early offered the following amendments; which were adopted:

Amend by inserting the word "marine" after the word "fire," in 13th line of section 8; and the same in 1st line of section 14. Strike out the word "fire" in 30th line of section 6. To section 41, add the word "dollars."

Mr. Early offered the following amendments; which were adopted:

Amend section 20, by adding "to subscription or notes given for subscribed stock, shall be allowed in estimating the assets of any insurance company doing business in this State."

Amend section 35 (37), 5th line, by striking out all after the word "conform," and add, "with the requirements of the laws of this State."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upwards."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

**Messrs. Richardson,
Shepherd,
Snapp,
Solomon,
Starne,
Washburn,
Williams.**

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Crawford,
Dore,
Early,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Jewett,
Little,
Marsh,
Nicholson,
Pierce,
Senter,

Messrs. Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Wilkinson,
Woodard.

So the Senate refused to adjourn.

Mr. Richardson offered the following amendment :

Add to section 31—“*Provided*, that detached private dwellings may be insured to their full value.”

Mr. Underwood then offered the following as a substitute for Mr. Richardson's amendment to Senate bill No. 120 :

Amend by adding “*Provided*, that it shall be no defense in a suit on such policy that the insurance was for more than herein authorized.”

The substitute was adopted.

The question then being upon the amendment as amended by the substitute, it was adopted.

Mr. Jackson offered the following amendment ; which was lost :

Add to section 39—“And all insurance companies doing business in this State shall cause to be published annually, for at least two consecutive weeks, in one newspaper published in each county where they may be transacting any business, the statements required to be made to the Insurance Commissioner, by sections twenty-two, thirty-seven, and thirty-eight, of this act.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to return to the Senate, in which it originated, Senate bill, No. 27, for “An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for the payment thereof, and validating acts of said city relating thereto,” together with his objections to the same becoming a law :

EXECUTIVE DEPARTMENT,

SPRINGFIELD, ILL., *March 14, 1871.*

TO THE HON. JOHN DOUGHERTY, *President of the Senate :*

A bill for an act entitled “An act to authorize the city of Quincy to create the indebtedness referred to in the twenty-fourth section of the schedule of the Constitution, to provide for the payment thereof, and validating the acts of said city relating thereto,” which originated in the Senate, has been presented to me ; and after the most careful attention to its provisions, I am unable to approve or sign the same, and I herewith return it to the Senate, with my objections thereto.

Anxious to condense the statement of my views upon this measure to the briefest compass, consistent with a desire to make myself clearly understood, I proceed to say that I first object that the first section of the bill proposes to confer upon the proper officers of the city of Quincy the power to subscribe for five hundred thousand dollars of the cap-

ital stock of the Quincy, Missouri and Pacific Railroad Company, which is an incorporation created under the laws of the State of Missouri, for the purpose of constructing and operating a railroad, which will be, when completed, altogether within the limits of that State; and also enacts that the city council of Quincy may issue bonds or evidences of indebtedness in payment for said stock, and raise money to pay for the same, and provides that such indebtedness so created shall be paid by said city of Quincy, and by taxes to be levied upon the taxable property thereof.

The legal effect of the portion of the bill thus quoted, is to authorize the city council of the city of Quincy to raise, by taxation upon the property within that city, five hundred thousand dollars, to be paid over to an incorporation created by the State of Missouri, to be expended in the construction of a railway in that State. It seems to me that such a law is without a well considered precedent, unsound in principle, and in conflict with the Constitution of the State of Illinois.

Taxes are charges or burdens imposed by the legislative power of a State; and in respect to taxation, the powers of the General Assembly are subject only to the restrictions contained in the Constitution and to the fundamental rule that underlies all republican governments: that they shall be imposed only for public purposes. And though the lines that divide public purposes, for which taxes may be rightfully imposed, from those of a private character, for which taxation is forbidden, are often so indistinct or doubtful that the judicial department has generally felt bound to accept the decision of the Legislature; yet it is not necessary, nor is it the duty of the Governor, while in the exercise of his functions as an integral part of the legislative department of the State, under the Constitution, to yield his own convictions upon the point of the true nature of a proposed tax, to the views of the General Assembly, as declared in a bill submitted to him for his approval. To him that question, as well as all others relating to the expediency or policy of any proposed law, is open; and if he for any reason does not approve the bill, he is forbidden to sign the same, but *must* return it to the house in which it originated, with his objections.

The purpose for which it is proposed to impose this burden upon the inhabitants of Quincy is not *public*, when tested by the Constitution of the State of Illinois, or by the rules by which the true character of a tax is determined. Taxes for any general public purpose may be imposed by law upon the people of the whole State; but it is not within the power of the General Assembly to impose the whole burden of a general public duty upon any one—nor indeed upon any number—of its local subdivisions. If, then, it could be supposed to be the duty of the State to aid in the construction of public works within the limits of the State of Missouri, authorized by that State and carried on by its agencies, it would be necessary, under the Constitution, that such aid should be afforded from the general treasury, upon terms to be arranged and adjusted by the authorities of the respective States; but under the provisions of this bill the people of one of the cities of this State are to be compelled to raise money by taxation, to be used by the agents of the State of Missouri in aid of a public work in that

State. This burden is to be imposed upon the inhabitants of the city of Quincy by the General Assembly of Illinois, without any provision for the protection of their rights or interests.

But it is necessary, in order to render an imposition upon one of the cities of the State a legal tax, not only that it should be for a public purpose, but it must be for a public corporate purpose. The objects and purposes for which "municipal corporations" are created are so well understood, that no more precise statement of them is necessary than is implied in the very name that is employed in the Constitution to designate them; and no taxes can be imposed exclusively upon property within their limits, except for purposes strictly local and corporate. The inhabitants of cities, considered as members of the State, or of the counties and townships in which such cities are situated, can only be taxed with and like other inhabitants of the State, or of the county or township of which the city is a part, and for objects to which all other inhabitants of the same districts are bound to contribute; but taxes can be imposed upon the inhabitants of cities, as such, for objects that concern the city alone; and it is not one of the corporate duties of the city of Quincy to raise money by taxation, to be paid to agencies created by the State of Missouri, to be employed in the construction of highways or railways in that State. The construction of a railway in the State of Missouri is a duty external to the city of Quincy, and is not one of the purposes for which it was created; and it follows from this, that the General Assembly cannot compel the inhabitants of the city, or any of them, to contribute to such an enterprise.

But aside from the interesting questions that arise in the consideration of the first section of the bill, there are others that are of scarcely less importance, presented by the second section. No evils were more severely felt by the people, or had greater influence in inducing them to call the late Convention, and to approve the Constitution prepared by that body, than the abuse of special legislation and the rapid increase of local and municipal indebtedness. All the principles of correct legislation, applicable to these subjects, as established by the Constitution of 1848, or that were supposed to have their origin in the very nature of constitutional government, had been swept away or were overborne by the demand for special legislation, or by the eager purpose of special interests to employ the taxing power of the State to seize and appropriate the property of the people. The Convention of 1869 and 1870 exerted its utmost skill to destroy these gigantic abuses; and if mere constitutional regulations can accomplish such a result, the provisions inserted in the present Constitution have reached the point aimed at, so that in considering this bill, and particularly the second section thereof, we are brought to face the question, whether the Constitution can be enforced for the repression of the evils already adverted to?

A brief statement of several provisions of the Constitution that are directed against special legislation, or that were designed to regulate and limit when special legislation is necessary, and against the further increase of corporate indebtedness, in contrast with several provisions of the bill, will forcibly illustrate the fact that the latter conflicts with the Constitution itself. By a paragraph of the thirteenth section of

the fourth article of the Constitution, it is provided that "no law shall be revived or amended by reference to its title only, but the law revived or the section amended shall be inserted at length in the new act," but by the second section of the bill the provisions of a law enacted by the General Assembly, entitled "An act relating to county and city debts, and to provide for the payment thereof by taxation in such counties and cities," approved February 18th, 1865, are, by reference to its title only, modified and incorporated with this bill. The fourth section of the act of 1865 only authorizes the assessment of taxes and the collection thereof by the Auditor and the officers charged with the collection of the State revenue, *when twenty thousand dollars* of the bonds of any county or city are registered; the bill under consideration proposes to amend that act so as to require its machinery to be put in motion *when any bonds* or evidences of indebtedness issued under its provisions are registered with the Auditor. By the provisions of the second section of the act of 1865, it is enacted that bonds to be registered under its provisions shall not bear a greater rate of interest than six per cent., but this proviso is sought to be amended by a proviso to the second section of this bill, so as to allow the registry of bonds bearing eight per cent. interest. These are amendments to the act of 1865, and though they may be characterized as unimportant, while we respect the provisions of the Constitution they can only be made as therein expressly directed, and in fact it may well be doubted whether the attempt to make the act of 1865, with all its machinery, a part of this act for its own special objects, by reference to its title only, is not a violation of the Constitution, or at least so far in derogation of its spirit as to make it the duty of all departments of the government to reprehend it.

But to continue the comparison of the provisions of the bill with the Constitution, attention is called to the circumstance that the second section of the bill provides that upon the registration by the Auditor of any bonds issued under it, said act of 1865 shall, in all respects, apply to said bonds; and the second section of the act thus made applicable declares that the Auditor shall be entitled to a fee of one dollar for the registration, and a fee of fifty cents for the certificate of the registration of each bond; and the tenth section secures to the town collectors a commission of three per cent., and to county collectors two per cent., on moneys collected under the provisions of the act; and the sixth section charges funds collected under the law with the fees of the officers charged with the disbursement thereof. In opposition to these provisions of the bill—for they are made applicable to the bill by its own general language—the twenty-first paragraph of the twenty-second section of the fourth article of the Constitution prohibits the General Assembly from passing any special law "creating, increasing or decreasing the fees, percentage or allowances to public officers during the term for which such officers are elected or appointed." The eleventh section of the tenth article requires that "the fees of township officers, and of each class of county officers, shall be uniform in the class of counties to which they respectively belong," * * * "and after the adoption of the Constitution, such officers shall receive only such fees as are provided by general law;" and by the twelfth section

it is made the duty of the first General Assembly, after the adoption of the Constitution, by general law, uniform in its operation, to provide for and regulate the fees of all State, county and township officers, so that no fees or allowances can be created by special law for persons in office at the adoption of the Constitution, and all the provisions of the bill thus referred to are contrary to the express language of that instrument.

Before concluding this portion of the subject, it is proper that I should observe that in addition to the special characteristics of the bill already pointed out, it provides that "the records and files of said city of an affirmative vote therefor shall be *prima facie* evidence of such vote," and thus proposes to establish a rule of evidence specially adapted to this case; that it specially validates an election; it specially legalizes and validates any contract or subscription made heretofore by the city of Quincy in respect to the stock of said railroad company; and also specially legalizes any bonds heretofore issued by the city for or on account of a subscription for such stock.

But the opposition of the bill to the Constitution in a much more important respect, seems to me to admit of proof that almost amounts to demonstration. As has been already shown, the second section of the bill provides in substance that after the registry by the Auditor of any of the bonds or evidences of indebtedness issued under the bill, the act of 1865 shall, in all respects, apply to such bonds, and the bill no doubt intends that all the means and agencies created by the act of 1865 shall be employed from year to year for the assessment and collection of the taxes, to raise the amount required to pay the interest and the principal of the bonds proposed to be issued under the bill.

Attention to the act of 1865 will show that, after the registry of bonds by the Auditor, it is made the duty of the county clerk, or of the officer to whom or to whose office the assessment rolls for State taxations—whether county or city—are or shall be returnable, within five days after such return, to make out and transmit to the Auditor, to be filed in his office, a certificate, stating the total value of all property, real and personal, within such county or city exhibited by such assessment; and it is made the duty of the Auditor, upon the basis of such return, or, if no such return is made, upon the basis of the assessment made for State revenue purposes for the preceding year, "to estimate and determine the rate per centum on the valuation within such county or city; requisite to meet and satisfy the interest—or interest and principal, as the case may be—together with the ordinary cost to the State of the collection and disbursement of the same, to be estimated by the Auditor and Treasurer, and shall make and transmit to the * * * officer whose duty it is to prepare the books for the collection of State taxes in said county or city, a certificate, stating such estimated per centum for such purposes, * * * and the same per centum shall thereupon be deemed added to and as part of the per centum which is or may be levied for State revenue, and shall be so treated by the officer making such estimates and books for the collection of State revenue; and the same tax shall be collected with the State revenue, and all laws relating to the State revenue shall apply thereto, * * * and the State shall be deemed the custodian of said taxes, * * * the

State shall annually *collect and apply* the said fund to the annual interest * * * of such registered bonds, in the same manner as interest on the bonds of the State are or may be collected and paid ;” and the other provisions of the act are intended to perfect a system by which the State is made the agent to impose taxes upon its local subdivisions, collect them, and apply moneys so collected in satisfaction of the interest upon the bonds of such local subdivision as the same may accrue, and the principal sum when due.

The task now is, to reconcile these enactments with the ninth and tenth sections of the ninth article of the State Constitution. By the ninth section it is provided that “the General Assembly may vest the corporate authorities of cities, towns and villages with power to make local improvements by special assessments, or by special taxation of contiguous property, or otherwise.” For all other corporate purposes, all municipal corporations may be vested with authority to collect and assess taxes ; but such taxes shall be uniform, in respect to persons and property, within the jurisdiction of the body imposing the same. By the tenth section it is provided that “the General Assembly shall not impose taxes upon municipal corporations, or the inhabitants or property thereof, for corporate purposes, but shall require that all the taxable property within the limits of municipal corporations shall be taxed for the payment of the debts contracted by law.” By the Constitution, then, it is made the duty of the General Assembly to vest municipal corporations with power to assess and collect taxes for all corporate purposes, and it is forbidden to impose taxes by its own direct action or authority upon municipal corporations or the property thereof, for corporate purposes, while the act of 1865 requires the estimate of the amount of money required to be made by the State Auditor, upon the basis of the assessment made for State purposes ; and furthermore requires the officers of the State to extend and collect the amount estimated *as State revenue*, and the money, when collected, is to be paid out to the holders of the indebtedness of the city by the State Treasurer, as the interest on the State bonds is paid. The only answers that can be made to these objections, with even the semblance of plausibility, are—

First—That under the twenty-fourth section of the schedule to the Constitution, the power is reserved to the General Assembly “to authorize the city of Quincy to create any indebtedness for railroad or municipal purposes for which the people of said city shall have voted, and to which they shall have given, by such vote, their assent, prior to the 13th day of December, 1869 ;” which power is defined in the proviso to the section to be an authority in the General Assembly, under the present Constitution, to authorize the city to contract the debts referred to as completely as the Legislature could have done so under the Constitution of 1848. But the whole extent of the exception made by the twenty-fourth section of the schedule is, that the General Assembly shall have the power, with respect to *the authorization of the debt*, that was possessed by the General Assembly under the old Constitution. The exception, no doubt, operates to remove the particular debts beyond the effect of the provisions of the Constitution that prohibit municipal corporations from taking stock in rail-

road incorporations, and that limit their power to contract debts ; and also authorizes the passage by the General Assembly of a special law "to authorize the city of Quincy to create any indebtedness for railroad or municipal purposes, for which the people of said city shall have voted, and to which they shall have given, by such vote, their assent, prior to the 13th day of December, A. D. 1869 ;" and furthermore, to provide that "such indebtedness so created shall be paid by the said city of Quincy alone, and by taxes to be levied upon the taxable property thereof." But it does not extend beyond that point, and cannot be relied upon to support a law that imposes a tax upon the people of Quincy that no Legislature could or can pass ; nor will it justify a disregard of those provisions of the Constitution which prescribe the methods to be pursued by the General Assembly in the enactment of laws, or the revival and amendment of statutes that prohibit special legislation in respect to the fees and emoluments of officers, or upon other subjects ; nor does it warrant a disregard of the prohibition upon the General Assembly to impose taxes upon municipal corporations, or the inhabitants thereof, for corporate purposes.

I am aware, in the second place, that it is insisted that the passage of this law is demanded by a great majority of the inhabitants of the city of Quincy ; and that the railroad proposed to be constructed is of the greatest importance to the future prosperity of that flourishing city. I have no disposition to deny either of these propositions, and no one entertains a more profound respect for the opinions and wishes of any portion of the people of the State than I do, but the Constitution is the will of the people of the whole State, expressed in the most solemn form, and my duty to respect and obey that will so expressed is paramount to all other human obligations.

It is within the experience and observation of almost every citizen that the Constitution of 1848 was perverted and distorted, and its most valuable principles disregarded, to meet the real or supposed demands of special interests, until it became an intolerable burden, and we may well apprehend that such will be the fate of the present Constitution, unless every department and officer charged with its execution rigidly obeys and firmly enforces all—even to the most minute—of its provisions.

Understanding, as I do, the importance of preserving the Constitution, and knowing the evil and danger of bad precedents in the construction of its powers, I have carefully analyzed this bill, and now respectfully return the bill itself to the Senate, and submit the reasons for my conclusions to the consideration of the General Assembly.

JOHN M. PALMER.

On motion of Mr. Underwood,

The message was laid on the table, and 500 copies of the same ordered printed ; and the consideration of the same was made the special order for Thursday, March 23d, 1871, at 10 o'clock A. M.

Mr. Crawford offered the following amendment to Senate bill No. 120 :

Amend section 84, by adding "*Provided*, he shall not receive the salary provided herein to be paid to the Commissioner, nor shall he

be allowed any additional compensation or allowance for salaries of deputy and actuary; but the compensation of said Auditor and the provision for payment of said deputy and actuary shall remain the same as provided in the acts of 1869, regulating fire and life insurance: *And, provided, further*, that said Auditor shall pay into the State Treasury all the surplus arising from the insurance department of his office, after payment of the amounts allowed under said act of 1869."

Mr. Snapp moved that the Senate adjourn until 2:30 o'clock P. M.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 25
Nays 17

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Casey,
Eddy,
Flagg,
Fuller,
Gibson,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Little,
Marsh,
Pierce,

Messrs. Reddick,
Snapp,
Solomon,
Strevell,
Van Dorston,
Vaughn,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Bush,
Crawford,
Donahue,
Dore,
Early,
Edsall,

Messrs. Hampton,
Jewett,
Lanning,
Nicholson,
Richardson,
Shephard,

Messrs. Tincher,
Underwood,
Whiting,
Wilkinson,
Woodard.

So the Senate, at 12:45 o'clock P. M., adjourned until 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

By unanimous consent, Mr. Van Dorston, from the committee on revenue, reported back Senate bill, No. 4, for "An act for the assessment of property and for the levy and collection of taxes," by substitute, and recommended that the substitute lie on the table, and 2,000 copies be printed.

The report of the committee was concurred in, and the substitute Laid on the table, and 2,000 copies ordered printed.

Mr. Bishop moved that when the Senate adjourn, it adjourn to meet on Monday next, at 6 o'clock P. M.

Mr. Alexander moved a call of the Senate; which motion was lost.

Mr. Harlan moved the previous question.

The question being upon ordering the previous question,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 35
Nays 7

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Casey,
Donahue,
Dore,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jewett,
Lanning,
Marsh,
Nicholson,
Reddick,
Richardson,
Senter,
Shephard,

Messrs. Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Beveridge,
Crawford,
Early,

Messrs. Little,
Tincher,

Messrs. Voris,
Williams.

So the previous question was ordered.

The question then being on the motion concerning adjournment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 13
Nays 30

Those voting in the affirmative are,

Messrs. Bishop,
Casey,
Donahue,
Dore,
Eddy,

Messrs. Epler,
Flagg,
Jewett,
Lanning,

Messrs. Nicholson,
Snapp,
Tincher,
Van Dorston.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Early,
Edsall,
Gibson,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Kerr,
Little,
Marsh,
Reddick,
Richardson,
Senter,
Shephard,
Solomon,

Messrs. Starne,
Strevell,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the motion to adjourn until Monday was not adopted.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed, to-wit:

Senate bill, No. 158, for "An act relating to parent and child."

Senate bill, No. 217, for "An act to make appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years."

Mr. Hampton entered a motion to reconsider the vote whereby Mr. Jackson's amendment to Senate bill 120 was lost.

The question being on the adoption of Mr. Crawford's amendment to Senate bill No. 120, which was under consideration when the Senate adjourned,

By unanimous consent, Mr. Crawford withdrew his amendment.

Mr. Strevell offered the following amendment; which was adopted: Strike out section 84.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, to-wit:

House bill, No. 218, for "An act to provide for and fix the salaries of the Judges of the Supreme Court."

Mr. Shephard offered the following amendment; which was lost:

Amend section 27: Strike out in 4th line the word "thirty," and insert "ten;" in 7th line strike out "two" and insert "one."

Mr. Crawford moved to postpone the further consideration of this bill; which motion was lost.

Mr. Dore offered the following amendment; which was lost:

Section 24: Strike out all after the word "continue," in line 49, to the word "and" in line 52.

Mr. Bishop offered the following amendment; which was adopted:

"Section 85½. All securities deposited with the State Treasurer by insurance companies shall be held by the said Treasurer for the purpose of securing the assured, and shall be liable to execution, attachment or other legal process; and it shall be the duty of the Treasurer, upon the receipt of any such execution, attachment or other legal process, which shall be directed to him, to levy the same upon said securities. And he is hereby vested, in respect to such executions and other process, with all the rights, powers and liabilities of a sheriff; and he shall levy upon and sell a sufficient amount of said securities to satisfy said executions or final process, after giving notice as in case of sheriffs' sale of real estate; and his indorsement upon said securities, when they are assignable, shall assign the legal title to purchasers—and he shall make return of said executions and other process as required by law of sheriffs. Any company incorporated elsewhere than in this State, and if such company has ceased to do business within this State, and having no liabilities existing in this State, may, upon a certificate from the Commissioner and the approval of the Governor or Attorney General, withdraw its securities deposited with the State Treasurer; or, in like manner, upon its ceasing to do new business within this State, may gradually withdraw its securities as the liabilities decrease. But the Treasurer shall hold intact all securities received on deposit from insurance companies incorporated within this State, for the purposes provided for by law, or until an order or decree from court may be issued, as provided for in subsequent sections of this act, to close the business of such companies."

Mr. Woodard offered the following amendment; which was lost:

Amend by striking out of line 2, section 79, the word "five," and insert the word "three."

Mr. Eddy offered the following amendment:
Insert after the word "deferred," in 4th line of section 49, the following: "*Provided*, that should any such company furnish satisfactory evidence to the insurance commissioner that a like deposit, for a like purpose, has been made by such company so located, then, in such case, the deposit with the State Treasurer of this State shall not be required."

The question being on the adoption of the amendment,
And the yeas and nays being demanded,
It was decided in the negative, as follows: { Yeas..... 9
Nays..... 35

Those voting in the affirmative are,

- | | | |
|--------------------|-------------------|-----------------|
| Messrs. Beveridge, | Messrs. Crawford, | Messrs. Jewett, |
| Bangs, | Dore, | Snapp, |
| Beveridge, | Eddy, | Woodard. |

Those voting in the negative are,

- | | | |
|-----------------|------------------|------------------|
| Messrs. Bishop, | Messrs. Holcomb, | Messrs. Solomon, |
| Bush, | Hunter, | Starne, |
| Casey, | Jackson, | Tincher, |
| Donahue, | Kerr, | Underwood, |
| Early, | Lanning, | Van Dorston, |
| Edsall, | Little, | Vaughn, |
| Epler, | Nicholson. | Voris, |
| Flagg, | Pierce, | Washburn, |
| Fuller, | Reddick, | Whiting, |
| Gibson, | Richardson, | Wilkinson, |
| Hampton, | Senter, | Williams. |
| Harlan, | Shephard, | |

So the amendment was not adopted.
Mr. Washburn offered the following amendment :
Amend section 79 by striking the word "five" out of line 2, and in
serting the word "four" in lieu thereof.

The question being on the adoption of the amendment,
And the yeas and nays being demanded,
It was decided in the negative, as follows: { Yeas.....16
Nays19

Those voting in the affirmative are,

- | | | |
|----------------|--------------------|-------------------|
| Messrs. Bangs, | Messrs. Nicholson, | Messrs. Washburn, |
| Bush, | Richardson, | Whiting, |
| Crawford, | Shephard, | Wilkinson. |
| Edsall, | Solomon, | Williams, |
| Flagg, | Tincher, | Woodard. |
| Harlan, | | |

Those voting in the negative are,

- | | | |
|--------------------|------------------|-----------------|
| Messrs. Beveridge, | Messrs. Hampton, | Messrs. Senter, |
| Bishop, | Holcomb, | Snapp, |
| Donahue, | Jewett, | Starne, |
| Dore, | Lanning, | Strevell, |
| Early, | Little, | Underwood, |
| Eddy, | Reddick, | Vaughn. |
| Gibson, | | |

So the amendment was not adopted.
Mr. Dore offered the following amendment; which was lost :
Amend by striking out section 33.

**Mr. Eddy offered the following amendment; which was lost:
Strike out section 77.**

**Mr. Beveridge offered the following amendment; which was lost:
Amend by striking out section 76, and inserting therefor the follow-
ing: "Nothing in this act shall be construed to exempt any insurance
company doing business in this State, or its property, from taxation."**

**Mr. Donahue offered the following amendment; which was lost:
Strike out all of section 29, after the word "licenses," in the 10th
line.**

Mr. Beveridge offered the following amendment:
Amend section 67 by striking out the proviso, and adding: "unless it can be shown that such policy was obtained in contemplation of suicide."

On motion of Mr. Underwood,
A division of the question was ordered.

The portion of the amendment relating to striking out was then adopted, and the portion relating to inserting was lost.

Mr. Crawford offered the following amendment ; which was adopted :

“The Auditor of Public Accounts, whenever said commissioner shall have been appointed and qualified, shall deliver to him all books, papers, and all other articles belonging to and used in the insurance department of his office.”

Mr. Crawford offered the following amendment; which was adopted :

Amend section 80, by striking out all of it to the word "amendments," in 7th line, and insert: "That all fees, taxes, assessments and expenses, provided for under this act, shall be paid directly into the State Treasury, and be kept as a separate fund. That in no case shall the commissioner, or any person in his office, receive any of the fees, taxes, assessments or expenses growing out of this act. The amount of expense provided to be paid for examination shall be fixed by the commissioner, and be paid into the Treasury within thirty days after notice. And in case the expenses and cost of the insurance department exceed the amount of fees collected under this act, the excess of such expenses shall be annually assessed by the commissioner, *pro rata*, upon all the insurance companies doing business in this State."

Mr. Crawford offered the following amendment; which was adopted:

Amend section 79, by adding to it: "upon bills of particulars, to be verified by affidavit, to be filed with the Auditor, who shall draw his warrant for the same upon the said fund in the State Treasury."

Mr. Hampton called up his motion to reconsider the vote whereby Mr. Jackson's amendment was lost, this morning.

The question being on the motion to reconsider,
And the yeas and nays being demanded,

It was decided in the negative, as follows:

{	Yea.....	18
{	Nay.....	24

Those voting in the affirmative are,

Messrs. Bangs,
Bush,
Early,
Edsall,
Fuller,
Hampton,

Messrs. Holcomb,
Lanning,
Little,
Marsh,
Reddick,
Snapp,

Messrs. Tincher,
Underwood,
Van Dorston,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Beveridge,
Bishop,
Crawford,
Casey,
Donahue,
Dore,
Eddy,

Messrs. Epler,
Flagg,
Gibson,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,

Messrs. Nicholson,
Richardson,
Senter,
Solomon,
Strevell,
Vaughn,
Whiting,
Woodard.

So the motion to reconsider was not agreed to.

On motion of Mr. Edsall,

The order of business on which the Senate now is, was ordered continued when the Senate again meets.

On motion of Mr. Casey,

Leave of absence was granted himself until Tuesday.

On motion of Mr. Tincher,

Leave of absence was granted Mr. Langley until Monday.

Leave of absence was granted to the following Senators until Monday: Messrs. Donahue, Voris, Nicholson and McNulta. Also, Mr. Hampton until Wednesday.

At 6 o'clock P. M., Mr. Epler moved that the Senate adjourn until Monday, at 7 o'clock P. M.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 28
Nays 14

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Crawford,
Casey,
Donahue,
Dore,
Eddy,
Epler,

Messrs. Flagg,
Hampton,
Hunter,
Jewett,
Landrigan,
Lanning,
Little,
Nicholson,
Pierce,

Messrs. Richardson,
Snapp,
Solomon,
Strevell,
Tincher,
Underwood,
Van Dorston,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Early,
Edsall,
Gibson,
Holcomb,

Messrs. Jackson,
Kerr,
Marsh,
Reddick,
Senter,

Messrs. Vaughn,
Washburn,
Whiting,
Williams.

So the Senate, at 6 o'clock P. M., adjourned until 7 o'clock P. M., on Monday.

MONDAY, MARCH 20, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The journal of Friday last was being read, when,

On motion of Mr. Beveridge,

The further reading of the same was dispensed with.

The President announced that there was not a quorum present.

Mr. Epler moved that the Senate adjourn ; which motion was lost.

On motion of Mr. Epler,

A call of the Senate was ordered.

The following Senators (18) answered to their names :

Messrs. Alexander,
Beveridge,
Dore,
Epler,
Gibson,
Holcomb,

Messrs. Jackson,
Jewett,
Kerr,
Little,
Marsh,
Nicholson,

Messrs. Reddick,
Richardson,
Senter,
Snapp,
Strevell,
Voris.

Mr. Holcomb asked leave of absence for Messrs. Early and Eddy ; which was granted.

Mr. Richardson asked leave of absence for Mr. Williams ; which was granted.

Mr. Jackson asked leave of absence for Messrs. Casey and Harlan ; which was granted.

Mr. Epler asked leave of absence for Messrs. Lanning, Washburn and Pierce ; which was granted.

Mr. Dore asked leave of absence for Mr. Woodard ; which was granted.

Mr. Gibson asked leave of absence for Mr. Shephard ; which was granted.

Mr. Kerr asked leave of absence for Mr. Bangs ; which was granted.

Mr. Voris asked leave of absence for Mr. Solomon ; which was granted.

Mr. Nicholson asked leave of absence for Mr. Bush ; which was granted.

Mr. Alexander asked leave of absence for Mr. Van Dorston until Thursday next ; which was granted.

Mr. Senter asked leave of absence for Mr. Hampton ; which was granted.

On motion of Mr. Epler,

Further proceedings under the call were dispensed with.

At 7:13 o'clock P. M.,

On motion of Mr. Alexander,
The Senate adjourned.

TUESDAY, MARCH 21, 1871.

Senate met, pursuant to adjournment.

The journal of yesterday was being read, when,

On motion of Mr. Kerr,

The further reading of the same was dispensed with.

Mr. Kerr presented the following memorial of the City Council of Peoria, to the Senate and House of Representatives of the State of Illinois :

WHEREAS there is good reason for believing that, with proper inducements, the Capital of the State of Illinois can be permanently located at Peoria : and, whereas such location is deemed of sufficient interest to said city to warrant her in repaying the State for her present outlay for the unfinished State House at Springfield, and also the presentation of a site for said house upon our bluffs ; therefore, be it

Resolved by the City Council of the City of Peoria, That his Honor the Mayor be authorized and instructed, in the name and upon the authority of the city, to present the following memorial and proposition to the Legislature of the State of Illinois, now in session at Springfield, and ask for the acceptance of the same :

To the Honorable Senate and House of Representatives of the State of Illinois, in General Assembly convened :

The undersigned, acting in the name and behalf of the city of Peoria, by resolution of its City Council authorized and instructed, respectfully present to your honorable body the following memorial and proposition :

Believing it to be for the interest of the State of Illinois that its Capital be transferred to Peoria, provided the same can be done without loss accruing to the State and the people thereof, and also believing that the city of Peoria can afford to remunerate the State for its present outlay on the unfinished State House at Springfield, the city of Peoria hereby offers and agrees that, in case the said Capital be permanently located at Peoria, and a State House erected thereat, similar to the one now in process of erection at Springfield :

First—To pay to the State of Illinois, in such manner and times as your honorable body may determine, a sum (not to exceed \$805,203 08) sufficient to indemnify the State for its outlay upon the present structure at Springfield. In case the offer be accepted, several hundred property holders of the city of Peoria are ready and pledged to enter into a good and sufficient bond that the city shall in good faith carry out its portion of the contract, and pay over to the State such sum whenever called for.

Secondly—To also provide and convey to the State of Illinois, free of cost, such lands upon the bluffs of said city as may be selected by a committee of your honorable body, in quantity not less than ten

acres, upon which said land the State shall immediately proceed to erect a State House, similar to the one now contemplated at Springfield.

Thirdly—That the city of Peoria will, for the space of five years, if deemed necessary, beginning from and after the first day of January, 1872, provide, free of cost to the State of Illinois, halls to be equal in capacity and acceptability to those now used by the present Legislature at Springfield.

In submitting these propositions your memorialists would call attention to the superior advantages presented by Peoria for the Capital of the State. She is nearer the center of population and the geographical center of the State than any other city. She has competing railroads diverging to every point of the compass. She will have five routes to Chicago, three to St. Louis and the southeast, two east, three west, and three northwest. Freights and fares to Peoria are now as low as to any other point in the State. The new State House can be erected at Peoria at from ten to fifteen per cent. cheaper than it can at Springfield. Fuel of excellent quality and unlimited in abundance, can always be obtained at Peoria, at lower rates than elsewhere in Illinois. Her water supply is abundant and cheap, being fully equal to that of Chicago. Her magnificent bluffs present a site for the location of a State House unsurpassed by any other locality in the entire country. Abundant hotel and boarding house accommodations will be provided for the members of the Legislature at reasonable rates. Should this proposition be deemed worthy of serious attention, we hereby tender to the General Assembly an invitation to visit the city of Peoria, either as a body or by committee, as it may deem proper, to examine the site proposed and offered to the State for the erection of its State House, and will for this purpose, upon reasonable notice, engage, free of cost to the State, special transportation for your honorable body to and from the city, and also to entertain you while there.

Signed,

G. T. BARKER,
Mayor of the City of Peoria.

STATE OF ILLINOIS, CITY OF PEORIA.

I, H. H. Forsyth, Clerk of the City of Peoria, do hereby certify that the foregoing preamble and resolution were unanimously adopted by the City Council of said city, at a
[SEAL.] meeting held at the City Hall, March 14, 1871. Witness my hand and corporate seal of said city, this 15th day of March, 1871.

H. H. FORSYTH, *City Clerk.*

A message from the House of Representatives, by Mr. Magie.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS the city of Peoria has presented to this General Assembly a proposition for the removal of the Capital to that place, and has tendered to us an invitation to visit that city, if said proposition is deemed worthy of attention; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That the same be and is hereby accepted, and Friday next designated as the day when we will visit Peoria: and, further, that when the two houses of the General Assembly adjourn on Thursday, March 23d, 1871, they adjourn until their regular hour of meeting, respectively, on Monday, March 27th, 1871.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Voris moved to suspend the rules, in order to take up the House message.

The question being upon suspending the rules,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....37
Nays..... 3

Those voting in the affirmative are,

**Messrs. Beveridge,
Bishop,
Bush,
Donahue,
Early,
Eddy,
Edsall,
Flagg,
Gibson,
Harlan,
Hunter,
Jackson,
Jewett,**

**Messrs. Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Shephard,**

**Messrs. Snapp, Solomon,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.**

Those voting in the negative are,

Mr. Alexander.

Mr. Dore,

Mr. Holcomb.

So the rules were suspended.

On motion of Mr. Edsall,
The previous question was ordered.

**The question being upon concurring in the resolution,
And the yeas and nays being demanded,**

It was decided in the affirmative, as follows: { Yeas..... 23
Nays 17

Those voting in the affirmative are,

**Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Crawford,
Casey,
Donahue,
Early,
Eddy,
Edsall,
Epler,**

**Messrs. Fuller,
Gibson,
Hampton,
Harlan,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,**

**Messrs. Marsh,
McNulta,
Pierce,
Reddick,
Richardson,
Senter,
Snapp,
Van Dorston,
Voris,
Whiting,
Williams.**

Those voting in the negative are,

Messrs. Bush,
Dore,
Flagg,
Holcomb,
Hunter,
Nicholson,

Messrs. Shephard,
Solomon,
Starne,
Strevel,
Tincher,

Messrs. Underwood,
Vaughn,
Washburn,
Wilkinson,
Woodard.

So the Senate concurred in the resolution.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit :

Senate bill, No. 186, for "An act in relation to the Penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet.'"

The rules being suspended,

Mr. Dore offered the following resolution ; which was adopted :

Resolved, That to-day no member speak more than five minutes at a time, or more than once on the same subject.

Mr. Langley presented a petition relative to elections ; which was Referred to the committee on elections.

Mr. Tincher presented a petition relative to the practice of medicine ; which was

Referred to the committee on judiciary.

Mr. Bush presented a petition relative to stock running at large ; which was

Referred to the committee on agriculture and drainage.

Mr. Underwood presented a petition relative to stock running at large ; which was

Referred to the committee on agriculture and drainage.

Mr. Eddy presented three petitions relative to the practice of medicine and surgery ; which were

Referred to the committee on judiciary.

Mr. Eddy presented a petition relative to the school law ; which was

Referred to the committee on education.

Mr. McNulta presented a petition relative to park bills of Chicago ; which was

Referred to the committee on municipalities.

Mr. Nicholson presented a petition relative to sale of intoxicating liquors ; which was

Referred to the committee on domestic relations.

Mr. Senter presented a petition relative to the practice of medicine and surgery ; which was

Referred to the committee on judiciary.

Mr. Donahue presented a petition relative to the practice of medicine and surgery ; which was

Referred to the committee on judiciary.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 520, for "An act to amend the law concerning township organizations."

In the passage of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Beveridge,

The rules were suspended, and

House bill, No. 385, for "An act relating to justices of the peace in the city of Chicago,"

Was taken up, read at large a second time, and

Ordered to a third reading.

In pursuance of a resolution adopted on Friday last,

Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages,"

Was taken up, and read at large a second time.

Mr. Edsall, from the committee on municipalities, offered the following amendments; which were adopted:

In subdivision 47, section 1, article V, after the word "assignation," insert "within the limits of the city, and within three miles of the outer boundaries of the city, and also to suppress."

Add to subdivision 48, section 1, article V, the following: "*And, provided, also,* that no license shall be granted for the sale of liquors in any ward in any city, in which ward a majority of the votes on the question shall be against license."

In subdivision 26, section 1, article V, insert the word "horse" after the words "track of any."

At the end of section 3, article V, insert the following after the word "published:" "And all other ordinances, orders and resolutions shall take effect from and after their passage, unless otherwise provided therein."

Amend section 3, article V, by inserting after "until" in last line, the words "ten days after it is."

Add to section 5, article V, the following: "And no prosecution, recovery or acquittal for the violation of any such ordinance, shall constitute a defense to any other prosecution of the same party, for any other violation of any such ordinance, although the different causes of action existed at the same time, and if united would not have exceeded the jurisdiction of the court or magistrate."

Strike out section 7, article V, and insert:

"Section 7. In all actions for the violation of any ordinance, the first process shall be a summons: *Provided, however,* that a warrant for the arrest of the offender may issue in the first instance upon the oath or affirmation of any person that any such ordinance has been violated; and any person arrested upon such warrant shall, without unnecessary delay, be taken before the proper officer to be tried for the alleged offense. Any offender who shall neglect or refuse to pay any fine, penalty or cost, that may have been imposed upon him or her,

shall be committed to the county jail or the calaboose, city prison, work house, house of correction, or other place provided by the city or village for the incarceration of such offenders, until such fine, penalty and cost shall be fully paid: *Provided*, that no such imprisonment shall exceed six months for any one offense. The city council or board of trustees shall have power to provide by ordinance that every person so committed shall be required to work for the corporation at such labor as his or her strength will permit, within or without such work house, house of correction, or other place provided for the incarceration of such offenders, not exceeding ten hours each working day, and for such work the person so employed to be allowed, exclusive of his or her board, two dollars per day for each day's work, on account of such fine and cost."

Mr. Underwood offered the following amendment to the amendment; which was adopted:

Insert after "violate," "and that the person making the complaint has reasonable ground to believe the party charged is guilty thereof."

The amendment, as amended, was then adopted.

Mr. Edsall, from the committee on municipalities, offered the following amendments; which were adopted:

Add the following section to article VI:

"Section 19. The Mayor of any city, and the Clerk of any city or village, shall have power to administer oaths and affirmations upon all lawful occasions."

Strike out sections 1, 2, 3, 4, 5 and 14, of article X, entitled "Miscellaneous Provisions."

Amend section 1, article IX, entitled "Special Assessments for Local Improvements," by inserting after the words "street or alley, or make," the words "or repair or renew any sewer, or lay out or improve any park or."

Strike out the section containing the emergency clause, and which declares when the bill shall take effect.

Mr. Edsall, from the committee on municipalities, then offered the following amendment to Senate bill No. 178:

Add the following to article X, entitled "Miscellaneous Provisions:"

"Section —. When, in any suit, the city or village prays an appeal from the judgment of any court of this State to a higher court, it shall not be required to furnish an appeal bond, nor shall any affidavit of merits be required of a city or village, in any suit to which it is a party defendant, to enable it to defend the same. No suit shall be brought against a city or village except in a court of record; nor shall any suit of execution be issued for the collection of any judgment recovered against any city or village."

Mr. Bishop offered the following amendment to the amendment; which was adopted:

Strike out the words "nor shall affidavit of merits be required of a city or village in any suit to which it is a party defendant, to entitle it to defend the same."

Mr. Underwood offered the following amendment to the amendment; which was adopted:

Strike out all after the word "bond" in 5th line of amendment:

Pending the consideration of Mr. Edsall's last amendment,

At 12:28 o'clock P. M.,

On motion of Mr. Bishop,

The Senate adjourned until 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

Senate met, pursuant to adjournment.

The consideration of Senate bill No. 178 was resumed.

The amendment to Senate bill No. 178, as amended, was adopted.

Mr. Edsall, from the committee on municipalities, offered the following amendment:

Amend by adding after subdivision 94, section 1, article V, the following:

"95. To tax, license and regulate auctioneers, distillers, brewers, lumber yards, livery stables, money changers and brokers, gift enterprises of every description, and to impose duties upon the sale of goods at auction.

"96. To prevent and regulate the rolling of hoops, playing of ball, flying of kites, or any other amusements or practice, having a tendency to annoy persons passing on the streets or on the sidewalks, or to frighten teams and horses.

"97. To regulate and prohibit the keeping of any lumber yard, and the placing or piling or selling any lumber, timber, wood, or other combustible material, within the fire limits of the city.

"98. To provide by ordinance that all the paper, printing, stationery, blanks, fuel, and all the supplies needed for the use of the city, shall be furnished by contract let to the lowest bidder.

"99. To tax, license and regulate second-hand and junk stores, and to forbid their purchasing or receiving from minors, without the written consent of their parents or guardians, any article whatsoever."

Mr. Strevell offered the following amendment to the amendment; which was adopted:

Strike out "and to impose duties upon the sale of goods at auction."

Mr. Holcomb offered the following amendment to the amendment; which was adopted:

Strike out "gift enterprises of every description."

The amendment, as amended, was adopted.

Mr. Edsall, from the committee on municipalities, offered the following amendment:

Amend Senate bill No. 178, by adding thereto the following:

"ARTICLE XII. PUBLIC SCHOOLS.

"Section 1. The city council in such cities as have the charge and control of the public schools shall have the power:

"1st. To erect, hire or purchase buildings suitable for school houses, and keep the same in repair.

"2d. To buy or lease sites for school houses, with the necessary grounds.

"3d. To furnish schools with the necessary fixtures, furniture and apparatus.

"4th. To maintain, support and establish schools, and supply the inadequacy of the school funds for the salaries of school teachers from school taxes.

"5th. To employ teachers, and fix the amount of their compensation.

"6th. To prescribe the school books to be used, and the studies in the different schools.

"7th. To lay off and divide the city into school districts, and from time to time to alter the same and create new ones, as circumstances may require.

"8th. To issue bonds for the purpose of building, furnishing and repairing school houses, or purchasing sites for same, and to provide for the payment of said bonds; to borrow money for school purposes, upon the credit of the city; and generally to have and possess all the rights, powers and authority required for the proper management of schools, with power to enact such ordinances as may be necessary or deemed expedient for such purpose.

"Sec. 2. The city council may, whenever they may deem it necessary or proper, establish in such city a board of education, to consist of not less than three persons, residents of the city: *Provided, however*, it shall be the duty of the city council, in every city containing more than ten thousand inhabitants, to establish such board of education. When such board shall be established, schools shall be governed as hereinafter stated, and no power given to the board of education shall be exercised by the city council.

"Sec. 3. The board of education, when so established, shall have the entire superintendence and control of the schools. And it shall be their duty to examine all persons offering themselves as candidates for teachers, and when found well qualified to give them certificates thereof gratuitously; to visit all the public schools, as often as once a month; to inquire into the progress of scholars, and the government of the schools; to prescribe the courses and methods of discipline and instruction of the respective schools, and to see that they are maintained and pursued in the proper manner; to prescribe what studies shall be taught and what books and apparatus shall be used. They shall have power to expel any pupil who may be guilty of gross disobedience or misconduct, and to dismiss and remove any teacher, whenever in their opinion he or she is not qualified to teach, or whenever, from any cause, the interests of the schools may in their opinion require such removal or dismissal. They shall have power to apportion the scholars to the several schools.

"Sec. 4. It shall be the duty of the board of education to establish all such by-laws, rules and regulations for the government and for the establishment and maintenance of a proper and uniform system of discipline in the several schools, as may in their opinion be necessary. They shall determine, from time to time, how many and what class of

teachers may be employed in each of the public schools, and employ such teachers and fix their compensation.

"Sec. 5. It shall be the duty of said board to take charge of the school houses, furniture, grounds and other property belonging to the school districts, and see that the same are kept in good condition, and not suffered to be unnecessarily injured or deteriorated; and also to provide fuel and such other necessities for the schools, as in their opinion may be required in the school houses or other property belonging to said districts, and to lay off and divide the city into school districts, and, from time to time, alter the same and create new districts, as circumstances may require.

"Sec. 6. The said board shall appoint, from their own number, a president and secretary, and provide themselves with a well bound book, at the expense of the school tax fund, in which shall be kept a faithful record of all their proceedings. The yeas and nays shall be taken and entered in the records of the proceedings of the board, upon all questions involving the expenditure of money.

"Sec. 7. None of the powers herein conferred upon the board of education shall be exercised by them, except at a regular or special meeting of the board.

"Sec. 8. It shall be the duty of the board to report to the city council, from time to time, any suggestions that they may deem expedient or requisite in relation to the schools and the school fund, or the management thereof, and generally to recommend the establishing of such schools and districts, and the making such alterations and improvements therein, as they may deem beneficial and expedient.

"Sec. 9. The board of education shall, annually, prepare and publish in some newspaper a report of the number of pupils instructed in the year preceding; the several branches of education pursued by them; and the receipts and expenditures of each school, specifying the source of such receipts and the object of such expenditures. They shall also communicate to the city council, from time to time, all such information within their possession as may be required. The board of education shall have power, subject to the approval of the city council,

"1st. To erect, hire or purchase buildings suitable for school houses, and keep the same in good repair.

"2d. To buy or lease sites for school houses, with the necessary grounds.

"3d. To furnish schools with the necessary fixtures and furniture.

"4th. To lease school property, and to loan moneys belonging to the school fund.

"But all conveyances of real estate shall be made to the city in trust for the use of schools; and no real estate or interest therein, used for school purposes or held in trust for schools, shall be made, except by the city council, upon the written request of such board of education.

"Sec. 10. All moneys raised by taxation for school purposes, or received from the State common school fund, or from any other source, for school purposes, shall be held by the city treasurer as a special fund for school purposes, subject to the order of the board of education, upon warrants to be countersigned by the mayor and city

clerk; but said board of education shall not add to the expenditures for school purposes anything over and above the amount that shall be received from the State common school fund, and the amount annually appropriated for such purposes. If said board shall so add to such expenditures, the city shall not, in any case, be liable therefor; but any person aggrieved thereby, may have and maintain an action against such members of the board as may have voted for such additional expenditures.

"Sec. 11. All members of the board of education shall be appointed by the mayor, by and with the advice and consent of the council; and any person, whether male or female, having resided in such city more than two years next preceding his or her appointment, shall be eligible to said office.

"Sec. 12. Nothing herein shall be so construed as to authorize any board of education to levy or collect taxes, or to require the city council to levy or collect any taxes upon the demand or under the direction of such board of education."

Mr. Eddy offered the following amendment to the amendment; which was adopted:

Section 2, line 5—strike out "ten" and insert "twenty."

Mr. Woodard offered the following amendment to the amendment; which was adopted:

After the word "prescribe," in line 9, section 3, insert the words "by a vote of two-thirds of all the members elected."

Mr. Lanning offered the following amendment to the amendment; which was adopted:

Add to section 7, article 12: "*And it is further provided, that the text books in use in any of said schools, whether the same have been prescribed by the said Board of Education, City Council, or otherwise, shall not be changed and others in the same branch of study substituted oftener than once in three years.*"

Mr. Woodard offered the following amendment to the amendment; which was adopted:

Add to section 3—"They shall have power to appoint a superintendent of schools, and to define his duties and fix his salary."

Mr. Flagg offered the following amendment to the amendment; which was adopted:

Insert after "every city," in proviso, section 2, chapter XII, "having the charge and control of public schools and."

Mr. Woodard offered the following amendment to the amendment; which was adopted:

After the word "education," in line 5, section 2, the words "consisting of half as many members as the city council."

Mr. Holcomb offered the following amendment to the amendment; which was lost:

After the words "residents of the city," in section two, insert "and electors therein."

Mr. Flagg offered the following amendment to the amendment; which was adopted:

Amend section 9, by adding after 3d line, "of the number of persons between the ages of eight and fifteen, who are unable to read and write."

The question being upon the adoption of the amendment offered by Mr. Edsall,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas. 22
Nays. 16

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Jewett,

Messrs. Kerr,
Langley,
Lanning,
Marsh,
Nicholson,
Pierce,
Richardson,

Messrs. Senter,
Snapp,
Strevell,
Underwood,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Bush,
Casey,
Gibson,
Harlan,
Holcomb,

Messrs. Hunter,
Little,
Reddick,
Shephard,
Solomon,

Messrs. Starne,
Tincher,
Voris,
Washburn,
Wilkinson.

So the amendment was adopted.

Mr. Edsall moved to strike out "ten" and insert "twenty" before words "one thousand," in section 1, article VI. Also, strike out "ten" and insert "twenty" before words "one thousand," in section 1, article VI; which motion was adopted.

Mr. Edsall offered the following amendment; which was adopted:

Strike out of section 24, article VII, the words "marine or life," wherever the same occurs in said section.

Mr. Beveridge offered the following amendment; which was adopted:

Amend article VIII—Strike out subdivision 7, of section 7.

Mr. Richardson offered the following amendment:

Insert in article IV, immediately after section 2: "There shall be elected in each of the villages and cities of this State, at each annual election for village and city officers, all officers whose election now is or may hereafter be provided by law or ordinance, except mayor and aldermen, who shall be elected biennially: *Provided, however,* that any of said officers, except the mayor and aldermen, may be appointed whenever at any such election a majority of the legal voters of any village or city shall so determine. And all vacancies, except for the offices of mayor and aldermen, shall be filled by appointment."

The question being upon the adoption of the amendment offered by Mr. Richardson,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 13
 { Nays 21

Those voting in the affirmative are,

Messrs. Bush,
 Gibson,
 Holcomb,
 Hunter,
 Jackson,

Messrs. Lanning,
 Reddick,
 Richardson,
 Solomon,

Messrs. Starne,
 Voris,
 Washburn,
 Williams.

Those voting in the negative are,

Messrs. Beveridge,
 Donahue,
 Dore,
 Eddy,
 Edsall,
 Flagg,
 Fuller,
 Jewett,

Messrs. Kerr,
 Langley,
 Little,
 Marsh,
 Nicholson,
 Pierce,
 Senter,

Messrs. Shephard,
 Snapp,
 Tincher,
 Underwood,
 Whiting,
 Wilkinson,
 Woodard.

So the amendment was not adopted.

By unanimous consent, Mr. Donahue introduced
 Senate bill, No. 249, for "An act to regulate the time of holding
 courts in the Eighth Judicial Circuit."

Which was read at large a first time, and
 Ordered to a second reading.

Mr. Bush introduced
 Senate bill, No. 250, for "An act to secure equality of assessments
 in school districts."

Which was read at large a first time, and,
 Referred to the committee on revenue.

Mr. Nicholson introduced
 Senate bill, No. 251, for "An act concerning hedge fences along the
 public roads in this State."

Which was read at large a first time, and
 Ordered to a second reading.

Mr. Dore introduced
 Senate bill, No. 252, for "An act to amend an act entitled 'an act to
 authorize the formation of corporations for manufacturing, mining,
 mechanical, or —' "

Which was read at large a first time, and
 Referred to the committee on corporations.

On motion of Mr. Washburn,
 House bill, No. 312, for "An act to repeal 'an act to establish the
 court of common pleas in the city of Sparta, in Randolph county,
 Illinois,' "

Was taken up, read at large a first time, and
 Referred to the committee on judiciary.

Mr. Underwood introduced
 Senate bill, No. 253, for "An act to provide for annexing and ex-
 cluding territory to and from cities, towns and villages, and to unite
 cities, towns and villages."

Which was read at large a first time, and,

Those voting in the affirmative are,

Messrs. Beveridge,
Bishop,
Donahue,
Dore,
Eddy,
Edsall,
Holcomb,

Messrs. Marsh,
Nicholson,
Pierce,
Reddick,
Senter,
Starne,

Messrs. Strevell,
Tincher,
Underwood,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Flagg,
Gibson,
Hunter,
Jackson,
Jewett,

Messrs. Kerr,
Langley,
Lanning,
Little,
McNulta,
Richardson,

Messrs. Shephard,
Snapp,
Solomon,
Voriss,
Washburn,
Whiting.

So further proceedings under the call were dispensed with.

The question then being upon the motion to adjourn until 7:30 o'clock P. M., made by Mr. Voriss,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 17
Nays..... 20

Those voting in the affirmative are,

Messrs. Beveridge,
Bishop,
Dore,
Edsall,
Holcomb,
McNulta,

Messrs. Pierce,
Reddick,
Shephard,
Snapp,
Starne,
Strevell,

Messrs. Tincher,
Underwood,
Voriss,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Donahue,
Eddy,
Flagg,
Gibson,
Hunter,
Jackson,

Messrs. Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
Nicholson.

Messrs. Richardson,
Senter,
Solomon,
Washburn,
Whiting,
Williams.

So the Senate refused to adjourn.

The President announced that the question was upon the following amendment, offered by Mr. Beveridge, to Senate bill No 178:

Amend article VIII—Strike out section 7.

The amendment was adopted.

At 5:55 o'clock P. M.,

On motion of Mr. Little,
The Senate adjourned.

WEDNESDAY, MARCH 22, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Paynter.

The journal of yesterday was being read, when,

On motion of Mr. Edsall,

The further reading of the same was dispensed with.

The President presented the following communication; which was,

On motion of Mr. Crawford,

Referred to the committee on public buildings:

To the Honorable, the Senate and House of Representatives, of the State of Illinois:

GENTLEMEN—At a large and enthusiastic meeting of the citizens of Centralia, held at the Opera House of said city, on the 18th day of March, A. D. 1871, the following preamble and resolutions were unanimously adopted, viz:

WHEREAS, it has become known unto the citizens of the great and growing State of Illinois that the present location of the State Capital does not, in anywise, suit the progressive spirit of the masses in that very essential particular—*convenience*; and whereas, as the climate is of too frigid a character to suit constitutions reared in balmy districts, thereby endangering the health of representatives who are called upon to forego the pleasures of their sunny homes to serve their constituents in the mud-bound city of Springfield; and whereas, the city of Centralia is located in the very center of "Tropical Illinois," surrounded by the most delightful horticultural beauties that ever gladdens the eyes of mortals, environed by railroads running to and from every point of the compass, blessed with the most delightful Italian climate, and, "last but not the least," free from all those corrupting "rings" and interests that have, for so long, cursed the people and made legislation odious; therefore,

Resolved, That it is the sense of this meeting that the present location of the Capital should be speedily changed.

Resolved, That we unanimously request the present General Assembly to take immediate action in this matter, and bring it before their respective bodies in the shape of a bill or otherwise, locating the same at Centralia, Union county, Illinois.

Resolved, further, That the Senate and House of Representatives, in a body, together with all their officers, are hereby cordially invited to visit our city at any time suiting their convenience, and share in the hospitalities of our generous citizens.

Resolved, That a copy of these proceedings be forwarded to the Hon. John Dougherty, President of the Senate, and Hon. William Smith, Speaker of the House of Representatives, with the request that they present them to their respective bodies.

Respectfully, etc.,

A. G. WAGGONER, *Chr'n.*

J. C. CHAPMAN, *Sec'y.*

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on railroads in this State."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Dore presented the following communications from certain citizens and the common council of the city of Chicago:

TO THE HON. JOHN DOUGHERTY, *President of the Senate*:

The undersigned, representing the corporate authorities and citizens of Chicago, have the honor to submit herewith, for the consideration of the General Assembly of the State, now in session, a report of the action of the common council of the city, at a recent session of that body, and of the citizens concerned in a public meeting, held on the 18th inst., in reference to the contemplated adjourned session of the Legislature.

They are authorized to say, that in the event of the holding of an adjourned session of the Legislature, which now seems unavoidable, the authorities and citizens of Chicago would feel honored and gratified by the selection of this city for the holding of the sitting of that body, as well as by the presence of the executive of the State during the session, if compatible with the public interests and if no constitutional obstacles interfere to bar their temporary removal from the State Capital. It is believed that a session in the chief city of the State, in whose growth and progress every citizen of the State is naturally interested, would be productive of great benefits to our city, and result in permanent advantages to the State at large.

The committee are empowered to guarantee that ample and suitable provision shall be made for the accommodation of both houses of the Legislature, and the executive, free of expense to the State.

A copy of this communication, and of the accompanying documents, will be laid before the House of Representatives and the Governor of the State.

Very respectfully,

R. B. MASON, *Mayor*.

WM. BROSS,
Chairman Citizens' Committee.

W. J. O'MAHAN,
Secretary Citizens' Committee.

C. C. P. HOLDEN,
Pres't Council.

JOSEPH E. OTIS,
W. T. WILCOX,
JAS. D. TYLER,
W. B. BATEHAM,
THEODORE SCHINTZ,
RICHARD SOMERS.

IN COMMON COUNCIL, *March 13, 1871.*

By Alderman Otis :

Resolved, That this common council does hereby extend an invitation to the General Assembly of this State to convene and hold its adjourned session in this city, should such an adjourned session be held.

Alderman Otis moved that a committee of six, to be appointed by the chair, be instructed to extend the invitation, as set forth in the foregoing resolution.

Alderman McArcy moved to add his honor the mayor, and the president of the council, to said committee.

The motion prevailed.

The following is the committee appointed by the chair :

Aldermen Otis, Somers, Tyler, Schintz, Bateham, Wilce.

STATE OF ILLINOIS,
County of Cook, City of Chicago, } ss.

I, C. L. Hotchkiss, City Clerk of the city of Chicago, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Common Council of said city, March 15, 1871, the original of which is intrusted to my care for safe keeping, and is on file in my office.

[SEAL.] Witness my hand and the corporate seal of said city of Chicago, this 16th day of March, A. D. 1871.

C. L. HOTCHKISS, *City Clerk.*

Mr. Jackson then presented the following resolution :

WHEREAS the corporate authorities and citizens of the city of Chicago, have extended to this General Assembly an invitation to hold its adjourned session in said city, offering for that purpose suitable halls, executive and committee rooms, free of expense to the State; therefore,

Resolved by the Senate, the House of Representatives concurring herein, That the invitation of the city and citizens of Chicago, aforesaid, be and the same is hereby accepted; and that the adjourned session of the present General Assembly, if any such there shall be, be held in said city, upon the conditions proposed in the said invitation.

On motion of Mr. Gibson,

The rules were suspended, to consider the resolution offered by Mr. Jackson.

Mr. Fuller moved that the communications from Chicago, and the resolution offered by Mr. Jackson, be referred to a special committee of five, to report by bill or otherwise.

On motion of Mr. Pierce,

The previous question was ordered.

The main question being then put, the motion of Mr. Fuller was decided in the affirmative.

The President then appointed Messrs. Fuller, Jackson, Dore, Alexander and Underwood, as such committee.

Mr. Snapp moved to suspend the rules, for the purpose of taking up Senate bill No. 186, and putting it upon its passage.

The question being upon suspension of the rules,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas29
Nays11

Those voting in the affirmative are,

Messrs. Alexander, Bangs, Beveridge, Crawford, Donahue, Dore, Early, Eddy, Edsall, Flagg,	Messrs. Fuller, Hunter, Jackson, Jewett, Kerr, Langley, Little, Marsh, McNulta, Nicholson,	Messrs. Pierce, Reddick, Senter, Snapp, Strevell, Tincher, Underwood, Whiting, Woodard.
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Those voting in the negative are,

Messrs. Bishop, Bush, Casey, Gibson,	Messrs. Harlan, Holcomb, Richardson, Shephard,	Messrs. Solomon, Washburn, Williams.
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So the rules were suspended.

Mr. Snapp moved the previous question.
And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas27
Nays16

Those voting in the affirmative are,

Messrs. Alexander, Bangs, Beveridge, Crawford, Donahue, Dore, Early, Eddy, Edsall,	Messrs. Flagg, Fuller, Hunter, Jewett, Kerr, Langley, Little, Marsh, Nicholson,	Messrs. Pierce, Reddick, Senter, Snapp, Tincher, Underwood, Vaughn, Whiting, Woodard.
--	---	---

Those voting in the negative are,

Messrs. Bishop, Bush, Casey, Epler, Gibson, Harlan,	Messrs. Holcomb, Jackson, Lanning, Shephard, Solomon,	Messrs. Starne, Strevell, Voris, Washburn, Williams.
--	---	--

So the previous question was ordered.

Senate bill, No. 186, for "An act in relation to the Penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet.' "

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows : { Yeas 31
Nays 14

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hunter,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Senter,
Snapp,
Strevel,
Tincher,
Underwood,
Vaughn,
Voris,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Bush,
Casey,
Epler,
Gibson,

Messrs. Harlan,
Holcomb,
Jackson,
Richardson,
Shephard,

Messrs. Solomon,
Starne,
Washburn,
Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Bishop gave notice of a protest against the passage of Senate bill No. 186.

Unanimous consent was given to take up Senate bill No. 217.

Senate bill, No. 217, for "An act to make appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 40
Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,

Messrs. Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Starne,
Strevel,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

Mr. Jackson voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

On motion of Mr. Edsall,
Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages,"

Was taken up.

Mr. Edsall, from the committee on municipalities, offered the following amendments; which were adopted:

Strike out of section 8, article IX, all after the words "for the collection of such assessments," and insert "the city collector, if there be one, and the city marshal in cities having no such collector, and the village constable in villages, shall each respectively be the collector of such special assessments, and shall be liable upon their official bonds for the faithful performance of their duties as such collector."

Strike out of section 9, article IX, the words "village or city taxes," and insert "such special assessment."

A message from the House of Representatives, by Mr. Magie.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS the corporate authorities and citizens of the city of Chicago, have extended to this General Assembly an invitation to hold its adjourned session in said city, offering for that purpose suitable halls, executive and committee rooms, free of expense to the State; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That the invitation of the city and citizens of Chicago, aforesaid, be and the same is hereby accepted; and that the adjourned session of the present General Assembly, if any such there shall be, be held in said city, upon the conditions proposed in the said invitation.

In the adoption of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Fuller,

The above message was referred to the special committee of five to whom was referred the communications from Chicago, relating to holding the adjourned session of the General Assembly in that city.

Mr. Jewett offered the following amendment to Senate bill No. 178; which was lost:

Add to section — a new article, as follows:

ARTICLE XIII.—OF CITIES CONTAINING MORE THAN ONE HUNDRED THOUSAND INHABITANTS.

Section 1. The following sections of this article shall be applicable to cities containing more than one hundred thousand inhabitants.

Sec. 2. In every city in this State containing more than one hundred thousand inhabitants, which shall adopt or elect to become incorporated under the provisions of this law, the legislative power thereof shall be vested in a board of aldermen or a board of councilmen, who together shall form the city council of such city, and all the foregoing provisions of this law in regard to the powers, the duties of and restrictions upon the city council, except where the same is inconsistent with the sections hereinafter contained, shall apply to the city council of said cities containing more than fifty thousand inhabitants.

Sec. 3. The board of aldermen shall consist of two aldermen from each ward; and all the provisions of this act in regard to time and manner of electing aldermen, and their term of office, shall apply as to the time and manner of electing the members of said board of aldermen and the term of their office.

Sec. 4. The board of councilmen shall consist of fourteen members, to be elected upon a general ticket from the city at large, seven of whom shall be elected annually, and hold their office for the term of two years and until their successors are elected and qualified: *Provided, however,* that at the first election under this act, there shall be elected fourteen councilmen, and at the first meeting of the board of councilmen the councilmen shall be divided by lot into two classes; those of the first class shall continue in office for one year, and those of the second class for two years; and all the provisions of this act, so far as they are applicable in respect to the manner of conducting elections for and the canvass and estimate of votes for aldermen of other cities, shall apply as to the manner of conducting elections for, and canvassing and estimating the votes for members of said board of councilmen, as near as may be.

Sec. 5. Any qualified voter of any such city, residing in such city for three years next preceding the election, who is not a defaulter to the city and not directly or indirectly interested in any contract with such city, shall be eligible to the office of member of the board of councilmen. Before any member of such select council shall take his seat, he shall take and subscribe an oath for the faithful performance of his duties; which oath shall be filed in the office of the city clerk.

Sec. 6. Each board of the city council shall have power to direct a special election to be held to supply the place of any member whose seat shall become vacant, and the person elected to supply such vacancy shall hold his seat for the residue of the term of his immediate predecessor.

Sec. 7. All the provisions of this act in regard to the government of proceedings and the mode and manner of conducting business in the city council in other cities, shall apply, so far as the same are applicable, to the government of proceedings in and mode and manner of conducting the business of each of said boards; and all the restrictions and limitations as to the passing of ordinances by the said city council, shall apply to the passing of ordinances by each of said boards.

Sec. 8. Whenever the mayor shall be under indictment for malfeasance in office, or a vacancy shall occur in the office of mayor, and whenever, by sickness, absence from the city or other cause, he shall be prevented from attending to the duties of his office, the president of the board of councilmen shall act as mayor, and possess all the rights and powers of the mayor until the next annual election; and in case such next annual election shall not be the time herein provided for the biennial election of a mayor, a mayor shall be elected by the qualified electors of such city to fill such vacancy and to serve until such next biennial election. But it shall not be lawful for the president of the board of councilmen, when acting as mayor, to sign or approve any ordinance, order or resolution of the city council, unless the sickness

disability or absence of the mayor shall have continued at least ten days. The president of the board of councilmen, when acting as mayor because of a vacancy in such office; shall be styled the "acting mayor."

Sec. 9. Every legislative act of the city council shall be by ordinance or resolution, and all such ordinances or resolutions may originate in either board, and when it shall have passed one board may be rejected or amended in the other; but the concurrent action of the two boards (the board of aldermen and the board of councilmen) shall be necessary to its validity: *Provided, however*, the annual appropriation bill or ordinance shall originate in the board of councilmen.

Sec. 10. Every such ordinance or resolution, after its passage by one board of such city council, shall be sent by the city clerk, duly certified, to the other board, for its consideration and action, and after its passage by both boards of the city council the city clerk shall present the same, duly certified, to the mayor for his approval and signature.

Sec. 11. The mayor shall return such ordinance or resolution to the board in which it originated, within ten days after receiving it, or at the next regular meeting of such board. If he approves it he shall sign it. If he disapproves it he shall specify his objections thereto. If he does not return it with his disapproval within the time above specified, it shall take effect as if he had approved it. Such objections of the mayor shall be entered at large on the journals of the board to which they are sent.

Sec. 12. The board to which such ordinance or resolution shall have been returned with objections, shall, at the same or at the next meeting thereof thereafter, proceed to reconsider the same, and if on reconsideration it shall pass both boards by a vote of two-thirds of all the members elected to each board, it shall take effect. In all such cases the votes shall be taken by yeas and nays, and the names of the persons voting for and against the passage, on such reconsideration, shall be entered on the journal of each board.

Sec. 13. No ordinance or resolution of a legislative character, having passed one board, shall be passed by the other board after the expiration of sixty days from the time it shall have passed the board first passing the same. No ordinance or resolution which shall have passed one board shall be acted upon by the other board on the same day.

Sec. 14. Every ordinance or resolution originating in either board, shall be referred, before action thereon, to the appropriate committee, unless by the consent of two-thirds of the members elect; and in case of such reference such ordinance or resolution shall only be acted upon on the report of the committee, at a subsequent meeting of such board.

Sec. 15. Any report of a committee in either board shall be laid over and published upon the request of any five members.

Sec. 16. Upon any ordinance or resolution involving the expenditure of money, the vote of two thirds of the members elect to each of such boards shall be necessary for its passage.

Sec. 17. The board may meet in joint convention for the purpose of canvassing the votes and returns of election of city officers, but for

no other purpose; and in such joint convention the mayor of the city shall preside.

Sec. 18. There shall be the following departments, among others, in every such city, viz:

Finance department.

Law department.

Police department.

Department of public works.

Department of public parks.

Fire department.

Health department.

But there shall be no boards (except the board of education) at the head of any of the departments of the city government.

Sec. 19. The heads of the departments and all other city officers, whose election by the qualified voters of the city is not required by law, or whose appointment is not herein otherwise specially provided for, shall be appointed by the mayor, by and with the advice and consent of a majority of the members elect of the board of councilmen. Any officer appointed by the mayor may be removed from office by the mayor of the city, (whenever he thinks the interest of the city requires it), by and with the like consent of the board of councilmen. There shall be appointed by the mayor, in the manner aforesaid, a city comptroller, who shall be the head of the finance department; a corporation counsel, who shall be at the head of the law department; a commissioner of police, who shall be at the head of the police department; a commissioner of public works, who shall be at the head of the department of public works; a superintendent of health, who shall be at the head of the health department; a commissioner of the fire department, who shall be at the head of the fire department; a commissioner of parks, who shall be at the head of the department of public parks; and a city attorney, who shall belong to the law department, who shall be appointed (or removed) in the same manner as the heads of said departments.

Sec 20. In the finance department, there shall be the following bureaus, viz:

1st. A bureau for the collection of taxes—the chief officer of which shall be called the city collector.

2d. A bureau of tax assessments—the chief officer of which shall be called the tax commissioner.

3d. A bureau for the reception of all moneys paid into the city treasury—the chief officer of which shall be called the city treasurer.

4th. Such other bureaus as the city council may by ordinance prescribe.

Sec. 21. The commissioner of taxes, city collector and city treasurer, shall be appointed by the mayor in the manner above provided; but the chief officer (or head) of all other bureaus which may be created in this department, and the clerks and all other employees in the finance department, shall be appointed by the head of the finance department, and removed at his pleasure: *Provided, however*, the city collector, the tax commissioner, and city treasurer may, in like man-

ner appoint and remove the clerks and employees of their respective bureaus.

Sec. 22. In the department of public works there shall be the following bureaus:

1st. A bureau for the management of the water works, and the assessment and collection of water rates, water rents and water assessments—the chief officer of which shall be called the water commissioner. He shall be appointed (or removed) by the mayor, as above provided. The water commissioner shall appoint, and remove at his pleasure, all clerks or employees in his bureau.

2d. A bureau having the charge of all street improvements, and of streets and highways—the chief officer of which shall be called the superintendent of streets.

3d. A bureau for the making of special assessments for local improvements—the chief officer of which shall be called the superintendent of special assessments.

The superintendent of streets and superintendent of special assessments shall be appointed by the commissioners of public works and removable at his pleasure, but they severally shall appoint and remove at pleasure all the clerks and employees of their respective bureaus. All other clerks and employees in the department of public works shall be appointed by the commissioner of public works and removed at his pleasure. The commissioner of police shall have power to appoint and remove at his pleasure all the captains and sergeants of the police force, but in case of removal the successors of such officers so removed shall be some member of the police force who shall have served at least one year on the police force, either as an officer or as a policeman: *Provided, however,* there shall not be appointed more than one captain and two sergeants for every fifty thousand inhabitants in any such city. All policemen shall be appointed by the mayor, by and with the consent of a majority of the members elect of the board of councilmen; and the mayor, at his pleasure, whenever he thinks the interest of the city requires it, may remove any policeman, and no consent of the board of councilmen shall be necessary thereto; and in case the removal of any policeman, he shall report in writing the fact of such removal, with his reasons therefor, to the city council at the next meeting of the board of councilmen.

Sec. —. The number of regular policemen to be paid by the city (not including officers of the police force) shall never exceed one for every one thousand inhabitants.

Sec. 23. The commissioner of the fire department shall have the right to appoint an assistant and remove him at his pleasure. All other officers and men of the fire department shall be appointed by the mayor, by and with the advice and consent of a majority of the members elect of the board of councilmen, and may be removed by the mayor with like consent, whenever he thinks the interest of the city requires it. The salary of such assistant commissioner of the fire department shall be fixed by ordinance at or within sixty days after his appointment.

Sec. 24. The compensation to be paid to the policemen and the firemen shall be fixed, annually, in the annual appropriation bill, and shall never exceed, directly or indirectly, one thousand dollars per

annum to each policeman or fireman. Any person appointed policeman or fireman, to fill a vacancy caused by removal or otherwise, shall, during the remainder of the fiscal year, receive only such compensation as his predecessor would have received as such policeman or fireman. It shall be the duty of the city council, upon the appointment (or within sixty (60) days thereafter, except in case of appointment to fill a vacancy) of any head of a department, and of the city attorney, and of any chief officer of a bureau, to fix the annual salary to be paid to each head of department, city attorney, or chief officer of a bureau; and annually, in the annual appropriation bill (or ordinance), to make an appropriation for said salaries; and also appropriate an aggregate amount for salaries, for the payment of clerks and permanent employees in each bureau, and an aggregate amount, for salaries for each department, for the pay of clerks or regular employees in such department who are not appointed by the chief officer of a bureau in such department. The number of clerks and employees in every department and bureau thereof (except the police and fire departments), with their respective salaries or compensation, shall be such as the head of each department shall designate and approve, except that the aggregate expense thereof shall not exceed the total amount thus appropriated for each department and bureau thereof for such purpose. Every officer appointed to fill a vacancy, caused by removal or otherwise, shall receive only such salary as his predecessor—whose vacancy he has been appointed to fill—would have received during the remainder of the term of such officer.

Sec. 25. All applications for a confirmation of any special assessment or re-assessment, shall be made to the board of councilmen—and the notice of such application shall so specify. Upon such application being made, all parties in interest shall have like rights, and the board of councilmen shall have like powers and perform like duties in regard thereto, as hereinbefore provided for. Upon an application being made to the city council, and upon a confirmation of any such assessment by the board of councilmen, a warrant shall issue in like manner and like proceedings had thereon as hereinbefore provided for upon a confirmation by a city council in other cities—the true intent hereof being to invest such board of councilmen with all the power, obligations and duties, in relation to any application for the confirmation of original or new assessments or re-assessments, and the proceedings thereon, that hereinbefore in this law the city council of other cities are invested with, in regard to the application for and the proceedings upon such application for the confirmation of original or new assessments or re-assessments.

Sec. 26. The annual appropriation bill or ordinance shall be first passed in the board of councilmen, and shall be sent to the board of aldermen for its action thereon within the first two months of the fiscal year.

Sec. 27. The city council may confer any power, and impose any of the duties in this law conferred and imposed upon the city clerk, upon the said city comptroller.

Sec. 28. The city council shall have authority to confer any additional powers, and impose any additional duties, upon any such de-

partment or officer thereof (not inconsistent with the provisions of this law), which the city council may deem it necessary or expedient to so confer or impose, for the proper and efficient administration of the government of the city; and shall also have power to annually appoint three commissioners, to make all special assessments that may be made and levied in any such city, during such year; and any clerk in any department, or the chief officer of any bureau, may be appointed, in the discretion of the council, to the office of commissioner of special assessments in any such city."

Mr. Beveridge offered the following amendments; which were adopted:

Amend subdivision 30, section 1, article V, by inserting after the word "bridges," the words "viaducts and tunnels."

Amend section 2, article III, by striking out all after "fourteen aldermen," and adding, "and two additional aldermen, one for every twenty thousand inhabitants over thirty thousand."

Amend section 7, article IV, by adding the following: "And upon any increase of the number of aldermen, at their first election one-half shall be elected for one year and one-half for two years."

Amend article VIII by striking out section 13.

Mr. Beveridge offered the following amendment; which was lost:

Amend article VII by striking out section 24.

Mr. Beveridge offered the following amendment; which was lost:

Amend section 6, article I, by adding the following: "*Provided*, that any city, town or village, having changed its organization, may exercise any power and have any privilege of its original organization not in conflict with this act; and any city, town or village, maintaining its original organization, may exercise all the powers and have all the privileges prescribed in this act."

Mr. Crawford offered the following amendment; which was adopted:

Amend by adding to section 24, article VII: "*Provided*, that this section shall only apply to such cities or villages as have an organized fire department, or maintain some organization for the prevention of fires."

Mr. Epler offered the following amendment:

Amend subdivision 13, section 1, article V, by adding: "*Provided, however*, that any company, heretofore organized, or which may be hereafter organized, under the general laws of this State, or any association of persons organized, or which may be hereafter organized, for the purpose of manufacturing illuminating gas, to supply cities or towns, or the inhabitants thereof, with the same, shall have the right (subject to existing rights) to erect gas factories and lay down pipes in the streets or alleys of any city or town in this State (having a population of not less than five thousand inhabitants), subject to such sanitary regulations as any such city or town may impose, through its board of health."

Mr. Little moved that the Senate adjourn until 2:30 o'clock P. M.

**The question being on the motion to adjourn,
And the yeas and nays being demanded,**

It was decided in the negative, as follows:

Yeas	17
Nays	24

Those voting in the affirmative are,

**Messrs. Bangs,
Flagg,
Gibson,
Jewett,
Lanning,
Little,**

**Messrs. McNulta,
Pierce,
Reddick,
Richardson,
Senter,
Solomon.**

**Messrs. Starne,
Underwood,
Voris,
Washburn,
Williams.**

Those voting in the negative are,

**Messrs. Alexander,
Beveridge,
Bush,
Crawford,
Casey,
Early,
Eddy,
Edsall.**

**Messrs. Epler,
Fuller,
Holcomb,
Jackson,
Kerr,
Langley,
Marsh,
Nicholson.**

**Messrs. Shephard,
Snapp,
Strevell,
Tincher,
Vaughn,
Whiting,
Wilkinson,
Woodard.**

So the Senate refused to adjourn.

Mr. Beveridge offered the following amendment to the amendment, offered by Mr. Epler; which was lost:

Amend amendment by making its provisions only applicable to cities and villages organized under this act.

At 1:05 o'clock P. M.,

On motion of Mr. Jewett.

The Senate adjourned until 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

The question being on the adoption of the amendment to Senate bill No. 178, offered by Mr. Epler,

Mr. Jewett offered the following amendments; which were adopted: Strike out the words, "having a population of not less than five thousand." Also, strike out the word "sanitary." Also, strike out the words, "through its board of health," and add the words "by ordinance," before the word "impose," in last line.

Mr. Epler's amendment, as amended, was then adopted.

Mr. Reddick moved the previous question.

The question being upon ordering the previous question,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas, 27
Nays 18

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Eddy,
Edsall,
Fuller,
Gibson,
Hunter,

Messrs. Jackson,
Jewett,
Kerr,
Little,
Marsh,
Nicholson,
Reddick,
Shephard,
Snapp,

Messrs. Solomon,
Starne,
Tincher,
Vaughn,
Voris,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bishop,
Epler,
Flagg,
Hampton,
Harlan,

Messrs. Holcomb,
Langley,
Lanning,
McNulta,
Richardson,

Messrs. Senter,
Underwood,
Washburn,
Woodard.

So the previous question was ordered.

The bill was then ordered engrossed for a third reading, and 1000 copies ordered printed.

Mr. Flagg, by unanimous consent, introduced Senate bill, No. 254, for "An act to provide for the vacation of plats of towns and villages, and of additions or subdivisions of towns, villages and cities."

Which was read at large a first time, and
Referred to the committee on municipalities.

On motion of Mr. Fuller,
House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on railroads in this State,"

Was taken up, read at large a first time, and
Referred to the committee on railroads and warehouses.

Mr. Strevell moved to suspend the rules, in order to take up Senate bill No. 188.

The question being upon suspending the rules,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....41
Nays..... 3

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Bishop,

Mr. Epler,

Mr. Tincher.

So the rules were suspended.

And the yeas and nays being demanded,

Those voting in the affirmative are,

**Messrs. Little,
Solomon,
Starne,
Washburn.**

**Messrs. Shephard,
Strevell,
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Williams,
Woodard.**

And the yeas and nays being demanded,

Those voting in the affirmative are,

**Messrs. Snapp,
Strevell,
Tincher,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.**

**Messrs. Jackson,
Lanning,
Shephard,
Solomon.**

So the bill was ordered to be engrossed and printed for a third reading.

Mr. Dore, from the special committee of five, to whom was referred House resolution relative to holding adjourned session of the Legislature in Chicago, moved to suspend the rules in order to make a report.

The question being upon suspension of the rules,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas.....30
Nays.....13

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Bush,
Crawford,
Donahue,
Dore,
Eddy,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,

Messrs. Nicholson,
Reddick,
Senter,
Shephard,
Snapp,
Strevell,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bishop,
Casey,
Epler,
Flagg,

Messrs. Lanning,
Richardson,
Solomon,
Starne,

Messrs. Tincher,
Underwood,
Washburn,
Williams.

So the rules were suspended.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit :

House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property for county purposes, in the several counties of this State."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Dore, from the special committee of five, to whom the following House resolution was referred, reported the same back, and recommended that the Senate concur with the House of Representatives in the adoption of the same :

WHEREAS the corporate authorities and citizens of the city of Chicago, have extended to this General Assembly an invitation to hold its adjourned session in said city, offering for that purpose suitable halls, executive and committee rooms, free of expense to the State; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That the invitation of the city and citizens of Chicago, aforesaid, be and the same is hereby accepted; and that the adjourned session of the present General Assembly, if any such there shall be, be held in said city, upon the conditions proposed in the said invitation.

On motion of Mr. Dore,
The previous question was ordered.

On motion of Mr. Starne,
A call of the Senate was ordered.

The following Senators (27) answered to their names:

Messrs. Alexander, Bangs, Beveridge, Bishop, Bush, Crawford, Casey, Donahue, Dore, Early, Eddy, Edsall, Flagg, Fuller, Gibson,	Messrs. Hampton, Harlan, Holcomb, Hunter, Jackson, Jewett, Kerr, Langley, Little, Marsh, McNulta, Nicholson, Pierce, Reddick, Richardson,	Messrs. Senter, Shephard, Snapp, Solomon, Starne, Strevell, Tincher, Underwood, Vaughn, Voris, Washburn, Whiting, Wilkinson, Williams. Woodard.
--	---	---

On motion of Mr. McNulta,
Further proceedings under the call were dispensed with.
The question being upon concurring in the House resolution,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 18
Nays..... 27

Those voting in the affirmative are,

Messrs. Bangs, Beveridge, Donahue, Early, Eddy, Fuller,	Messrs. Hunter, Jackson, Jewett, Kerr, Langley, Little,	Messrs. Marsh, McNulta, Pierce, Snapp, Whiting, Woodard.
--	--	---

Those voting in the negative are,

Messrs. Alexander, Bishop, Bush, Crawford, Casey, Dore, Edsall, Flagg, Gibson,	Messrs. Hampton, Harlan, Holcomb, Nicholson. Reddick, Richardson, Senter, Shephard, Solomon,	Messrs. Starne, Strevell, Tincher, Underwood, Vaughn, Voris, Wilkinson, Washburn, Williams.
--	--	---

So the Senate refused to concur in the adoption of the resolution.

Mr. Dore gave notice that he would enter a motion to reconsider
the vote by which the resolution was lost.

Mr. Snapp moved to adjourn.
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 40
Nays..... 7

Those voting in the affirmative are,

Messrs. Bangs, Beveridge, Bishop, Bush, Crawford, Casey, Donahue,	Messrs. Dore, Early, Eddy, Fuller, Gibson, Hampton, Harlan,	Messrs. Holcomb, Hunter, Jackson, Jewett, Kerr, Langley, Lanning,
---	---	---

Messrs. Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Senter,

Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevel,
Tincher,

Messrs. Underwood,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Edsall,
Epler,

Messrs. Flagg,
Richardson,

Messrs. Vaughn,
Washburn.

So the Senate, at 5:38 o'clock P. M., adjourned.

THURSDAY, MARCH 23, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Dr. Bergen.

The journal of yesterday was being read, when,

On motion of Mr. Nicholson,

The further reading of the same was dispensed with.

On motion of Mr. Nicholson,

The use of the Senate Chamber on Thursday evening, March 30th, 1871, was granted for the purpose of a lecture.

Mr. Williams presented a petition of 2,827 voters the city of Quincy, relative to the passage of Senate bill No. 27, over the veto of the Governor; which was laid on the table.

Mr. Eddy presented two petitions relating to the sale of intoxicating liquors; which were

Referred to the committee on domestic relations.

Mr. Bangs presented a petition relative to the sale of liquors; which was

Referred to the committee on domestic relations.

Mr. Nicholson presented a petition relative to the sale of liquors; which was

Referred to the committee on domestic relations.

Mr. Bangs presented a petition relative to the practice of medicine; which was

Referred to the committee on reformatory institutions.

Mr. Kerr presented a petition relative to the practice of medicine; which was

Referred to the committee on reformatory institutions.

Mr. Wilkinson presented a petition relative to the practice of medicine; which was

Referred to the committee on reformatory institutions.

Mr. Langley, from the committee on judiciary, to which was referred Senate bill, No. 23, for "An act to equalize the judicial circuits of the State," and substitute, reported the same back, and recommended that both be laid on the table until the 4th of July, 1872.

The report of the committee was concurred in, and the bill and substitute

Laid on the table until the 4th of July, 1872.

Mr. Langley, from the committee on judiciary, introduced Senate bill, No. 255, for "An act to define the Seventeenth, Twentieth and Twenty-seventh Judicial circuits, and to fix the times of holding courts therein."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 187, for "An act to repeal 'an act to vacate the town plat of Cummington, in Macoupin county, Illinois,'" reported the same back, and recommended that it be ordered to a third reading.

The report of the committee was concurred in; and the bill

Ordered to a third reading.

On motion of Mr. Fuller,

The rules were suspended, and

Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain,"

Was taken up and read at large a second time.

On motion of Mr. Fuller,

The further consideration of the bill and amendments was postponed and made the special order for Thursday, March 28th, 1871, at 10 o'clock A. M., and 250 copies of the bill and amendments ordered printed.

Senate bill, No. 249, for "An act to regulate the time of holding courts in the Eighth Judicial Circuit,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 73, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb," with an amendment.

In the adoption of which amendment I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1st, 1871, to July 1st, 1873," with an amendment.

Senate bill, No. 227, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first of March, one thousand eight hundred and seventy-one, to the first of July, one thousand eight hundred and seventy-three," with an amendment.

In the adoption of which amendment, I am instructed to ask the concurrence of the Senate.

At 10 o'clock A. M. the President announced the special order, which was the consideration of Senate bill No. 27, vetoed by Governor.

The veto message was then taken up and read at large.

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto," was taken up.

And the question being, "Will the Senate, on reconsideration, agree to pass the bill notwithstanding the objections of the Governor?"

Pending the debate upon the question,

Mr. Dore entered a motion to reconsider the vote by which House resolution relative to holding the adjourned session of the Twenty-seventh General Assembly, in Chicago, was lost.

At 1 o'clock P. M.,

On motion of Mr. Underwood,
The Senate adjourned until 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

Senate met, pursuant to adjournment.

The President announced there was not a quorum present.

On motion of Mr. Pierce,
A call of the Senate was ordered.

The following Senators (80) answered to their names :

Messrs. Alexander,
Bangs,
Casey,
Early,
Edsall,
Epler,
Flagg,
Fuller,
Hampton,
Harlan,

Messrs. Holcomb,
Jackson,
Jewett,
Kerr,
Langley,
Little,
Marsh,
Nicholson,
Pierce,
Snapp,

Messrs. Solomon,
Starne,
Tincher,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson
Williams,
Woodard.

Mr. Little asked leave of absence for Mr. Hunter; which was granted.

On motion of Mr. Flagg,
Further proceedings under the call were dispensed with.

The consideration of Senate bill No. 27, was resumed.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to wit:

House bill, No. 347, for "An act making appropriations for the completion of the Northern Insane Asylum at Elgin, and for furnishing and maintaining a part of the same, for 1871 and 1872."

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates."

House bill, No. 367, for "An act to fix the time of holding circuit court in the several counties composing the twenty-first judicial district."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State government heretofore unprovided for," with an amendment.

In the adoption of which amendment I am instructed to ask the concurrence of the Senate.

The question being, "Will the Senate, on reconsideration, agree to pass the bill notwithstanding the objections of the Governor?"

On motion of Mr. Tinch,er,

The main question was ordered.

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 21st section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto," was read.

And the question being, "Shall this bill pass, notwithstanding the objections of the Governor?"

It was decided in the affirmative, as follows: { Yeas. 35
Nays. 10

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Casey,
Donahue,
Eddy,
Epler,
Flagg,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Jackson,
Jewett,
Kerr,
Lanning,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,
Shepherd,

Messrs. Snapp,
Solomon,
Starne,
Strevell,
Tinch,er,
Underwood,
Vaughn,
Voris,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Dore,
Early,
Edsall,

Messrs. Fuller,
Langley,
Little,

Messrs. Senter,
Washburn,
Wilkinson.

Mr. Underwood moved to reconsider the vote on the passage of Senate bill No 27, and to lay that motion on the table.

The motion to lay the motion to reconsider on the table was adopted.

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois,"

Was taken up and read at large a second time.

Mr. Flagg offered the following amendment; which was adopted:
Amend section 6, line 4, by striking out the word "either" and inserting "any."

Mr. Fuller offered the following amendment; which was adopted:
Amend section 8, by adding the following: "*Provided*, that no such copies of said reports shall exceed 300 pages of same size of former reports."

Mr. Flagg offered the following amendment; which was adopted:
Amend section 3, line 2, after "organization," by inserting "on the assent to the provisions of this act, the directors or other managers of."

On motion of Mr. Solomon,

The bill was recommitted to committee on agriculture and drainage.

By unanimous consent,

House bill, No. 385, for "An act relating to justices of the peace in the city of Chicago,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 41
Nays..... 00

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Gibson,
Hampton,
Holcomb,
Jackson,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Senter,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

On motion of Mr. McNulta,

Senate bill No. 115, which had been returned from the House with the following amendment, was taken up:

Add to section 1 the following: "Said bill of particulars shall show the amount charged for each item separately, and shall be accompanied by an affidavit of the party to whom payable, or by an authorized agent, stating that the account is correct, that the articles have been furnished to the State, or the services actually performed, and that the price charged is reasonable. All warrants shall be drawn in favor of the person, companies or corporation entitled to receive the same."

And the question being upon concurring in the amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 41
Nays 00

Those voting in the affirmative are,

**Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,**

**Messrs. Fuller,
Gibson,
Hampton,
Harlan,
Holcomb,
Jackson,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,**

**Messrs. Pierce,
Reddick,
Senter,
• Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Vaughn,
Whiting,
Wilkinson,
Williams,
Woodard.**

So the Senate concurred with the House in their amendment.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed, to-wit :

Senate bill, No. 188, for "An act to create the office of Inspector of Coal Mines, to prescribe his powers and duties, and to provide for the health and safety of operative miners."

Senate bill, No. 120, for "An act to incorporate and to govern fire, marine, inland navigation, and life insurance companies, in the State of Illinois."

Mr. Eddy moved that the Senate adjourn to 7:30 o'clock P. M.

And the yeas and nays being demanded,

It was decided in the negative, as follows:

Years.....	8
Days.....	32

Those voting in the affirmative are,

**Messrs. Alexander,
Beveridge,
Donahue,**

**Messrs. Dore,
Early,
Eddy,**

**Messrs. Hampton,
Marsh.**

Those voting in the negative are,

**Messrs. Bishop,
Bush,
Crawford,
Casey,
Edsall,
Epler,**

**Messrs. Flagg,
Fuller,
Gibson,
Harlan, &
Holcomb,
Jackson,**

**Messrs. Jewett,
Kerr,
Langley,
Lanning,
Little,
McNulta,**

Messrs. Nicholson,
Pierce,
Reddick,
Senter,
Shephard,

Messrs. Snapp,
Solomon,
Starne,
Strevell,
Tincher,

Messrs. Vaughn,
Whiting,
Wilkinson,
Williams,
Woodard.

At 6:15 o'clock P. M.,
On motion of Mr. Little,
The Senate adjourned.

MONDAY, MARCH 27, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The President announced there was not a quorum present.

On motion of Mr. Alexander,
A call of the Senate was ordered.

The following Senators (14) answered to their names:

Messrs. Alexander,
Bishop,
Bush,
Edsall,
Gibson,

Messrs. Jackson,
Lanning,
Pierce,
Starne,
Strevell,

Messrs. Underwood,
Voris,
Wilkinson,
Williams.

Mr. Voris asked leave of absence for Mr. Solomon; which was granted.

Mr. Alexander asked leave of absence for Mr. Vaughn; which was granted.

Mr. Alexander moved the Senate adjourn to 2 o'clock P. M.

On motion of Mr. Pierce,
Further proceedings under the call of the Senate were dispensed with.

The question then being upon Mr. Alexander's motion to adjourn till 2 o'clock P. M.

The Senate, at 9:10 o'clock A. M., adjourned until 2 o'clock P. M.

TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Voris,
A call of the Senate was ordered.

The following Senators (18) answered to their names:

Messrs. Alexander,
Bishop,
Boyd,
Bush,
Edsall,

Messrs. Gibson,
Jackson,
Pierce,
Starne,

Messrs. Underwood,
Voris,
Wilkinson,
Williams.

On motion of Mr. Pierce,
Further proceedings under the call were dispensed with.
At 2:05 o'clock P. M.,
On motion of Mr. Jackson,
The Senate adjourned until 3:30 o'clock P. M.

HALF-PAST THREE O'CLOCK, P. M.

The Senate met, pursuant to adjournment.
On motion of Mr. Edsall,
A call of the Senate was ordered.

The following Senators (15) answered to their names :

Messrs. Alexander,	Messrs. Gibson,	Messrs. Shephard,
Bishop,	Jackson,	Strevell,
Boyd,	Kerr,	Voris,
Bush,	Pierce,	Wilkinson,
Edsall,	Richardson,	Williams.

On motion of Mr. Edsall,
Further proceedings under the call were dispensed with.
At 3:35 o'clock P. M.,
On motion of Mr. Kerr,
The Senate adjourned.

TUESDAY, MARCH 28, 1871.

Senate met, pursuant to adjournment.
Prayer by Rev. Mr. Prentice.
The journal of Thursday last was being read, when,
On motion of Mr. Flagg,
The further reading of the same was dispensed with.
The journal of yesterday was then read by the Secretary.

Mr. Snapp, by unanimous consent, offered the following resolution:
Resolved by the Senate, the House of Representatives concurring herein, That when the General Assembly adjourns on Friday, the 31st day of March, it adjourn to meet on the first Wednesday in January, A. D. 1872.

Mr. Snapp moved that the rules be suspended, to consider the resolution.

The question being upon suspending the rules,
And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 8
Nays.....

Those voting in the affirmative are,

Messrs. Boyd,
Bush,
Crawford,
Dore,
Early,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Jackson,
Jewett,
Langley,
Nicholson,
Pierce,
Richardson,

Messrs. Snapp,
Solomon,
Tincher,
Underwood,
Voris,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Beveridge,
Eddy,
Gibson,
Holcomb,

Messrs. Kerr,
Lanning,
Marsh,
Senter,

Messrs. Shephard,
Strevell,
Wilkinson,
Williams.

So the rules were not suspended.

The resolution laid over, under the rule.

On motion of Mr. Jackson,

The rules were suspended, and

House bill, No. 520, for "An act to amend the law concerning township organization,"

Was taken up, read at large a first time, and

Ordered to a second reading.

On motion of Mr. Eddy,

The rules were further suspended, and

House bill, No. 347, for "An act making appropriations for the completion of the Northern Insane Asylum, at Elgin, and for the furnishing and maintaining a part of the same for 1871 and 1872,"

Was taken up, read at large a first time, and

Referred to the committee on finance.

On motion of Mr. Underwood,

Senate bill, No. 121, for "An act in regard to practice in courts of record,"

Was taken up, and

Referred to the committee on enrolled and engrossed bills, for the purpose of correcting clerical errors in the same.

On motion of Mr. Fuller,

House messages were taken up.

Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1st, 1871, to July 1st, 1873,"

With the following amendment from the House, was taken up.

Amend section 1 by adding "verified by the affidavit of said superintendent."

Mr. Fuller moved that the Senate concur in the amendment to Senate bill No. 139, made by the House.

The question being upon concurring with the House in their amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....38
Nays.....00

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Boyd,
Bush,
Crawford,
Donahue,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Holcomb,
Jackson,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Richardson,
Senter,

Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevel,
Tincher,
Underwood,
Vorls,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate concurred with the House in their amendment.

Senate bill, No. 73, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb," and the following amendment, made by the House: Amend 1st section by adding after the words "preceding quarter," in the 15th line, the following words: "verified by the affidavit of the principal of said institution," was read.

The question being upon concurring with the House in their amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....37
Nays.....00

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Boyd,
Bush,
Crawford,
Donahue,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Jackson,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Richardson,
Senter,

Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevel,
Tincher,
Underwood,
Vorls,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate concurred with the House in their amendment.

Senate bill, No. 227, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first day of March, one thousand eight hundred and seventy-one, to the first day of July, one thousand eight hundred and seventy-three,"

Was taken up.

The following House amendment to the bill was read:

Amend section 2, by adding the following: "*Provided*, that before the Auditor shall draw any such warrant, the said Trustees shall file with said Auditor an account, with bills of particulars and the proper vouchers, of the money expended for the use of said institution during the preceding quarter, verified by the affidavit of the proper person, together with estimates of the amount necessary for the ensuing quarter; each account and estimates shall be approved by the Governor,

and no more money shall be drawn at any time than shall appear from said estimates necessary to support said institution until the expiration of the ensuing quarter.”

The question being upon concurring with the House in their amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas38
Nays00

Those voting in the affirmative are,

Messrs. Alexander, Beveridge, Bishop, Boyd, Bush, Crawford, Donahue, Early, Eddy, Edsall, Flagg, Fuller, Gibson,	Messrs. Hampton, Jackson, Jewett, Kerr, Langley, Lanning, Little, Marsh, McNulta, Nicholson, Pierce, Richardson, Senter,	Messrs. Shephard, Snapp, Solomon, Starne, Strevell, Tincher, Underwood, Voria, Whiting, Wilkinson, Williams, Woodard.
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So the Senate concurred with the House in their amendment.

The House message, relating to the resolution in regard to the claim of one Adam Smith to land lying along the Illinois and Michigan Canal,

Was taken up, read at large, and
Referred to the committee on judiciary.

The House message, on resolution to direct the Governor to take necessary steps to dissolve the trust of the Illinois Agricultural College,

Was taken up and concurred in by the Senate.

House bill, No. 6, for “An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upward,”

Was taken up and read at large a first time.

Mr. Flagg moved that the bill be referred to the committee on elections.

The question being on the motion to refer,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas26
Nays11

Those voting in the affirmative are,

Messrs. Alexander, Boyd, Crawford, Dore, Early, Eddy, Flagg, Fuller, Hampton,	Messrs. Hunter, Jackson, Jewett, Kerr, Langley, Little, Marsh, Nicholson, Pierce,	Messrs. Senter, Snapp, Strevell, Tincher, Underwood, Whiting, Wilkinson, Woodard.
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Those voting in the negative are,

Messrs. Bishop,
Bush,
Gibson,
Holcomb,

Messrs. Lanning,
Richardson,
Shephard,
Solomon,

Messrs. Starne,
Voris,
Williams.

So the bill was referred to the committee on elections.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the following communication and documents:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., *March 27, 1871.*

HON. JOHN DOUGHERTY, *President of the Senate:*

I have the honor to transmit, herewith, to be laid before the Senate, the Supplemental Report of the Commissioners of the Insane Asylum, at Anna.

JOHN M. PALMER.

At 10 o'clock A. M., the President announced the special order being the consideration of

Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain."

Mr. Pierce moved to postpone the consideration of the special order until first reading of House bills should be finished; which motion was lost.

The special order was then taken up, and the bill read at large a second time.

Mr. Alexander offered the following amendment; which was adopted:

Amend by inserting after the word "petition," in the 2d line of section 6, as follows: "other than the special benefits derived from the construction and maintenance of such road, railroad or other improvement."

Mr. Edsall offered the following amendments; which were lost:

Strike out of line 2, section 15, the words "town or municipal." Also, strike out of line 6, in section 15, the words "or town," and also the words "or municipal."

Mr. Whiting offered the following amendment:

Add to section 15: "*Provided*, this act shall not apply to the laying out or changing public roads in counties under township organization."

The question being on the adoption of the amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....17
Nays.....18

There being a tie vote, the President voted in the negative.

Those voting in the affirmative are,

Messrs. Bush,
Eddy,
Edsall,
Epler,
Flagg,
Little,

Messrs. Marsh,
Nicholson,
Snapp,
Solomon,
Tincher,
Underwood,

Messrs. Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Beveridge,
Bishop,
Boyd,
Crawford,
Donahue,

Messrs. Dore,
Early,
Gibson,
Hampton,
Holcomb,
Jackson,

Messrs. Jewett,
McNulta,
Richardson,
Shephard,
Strevell.

So the amendment was not adopted.

Mr. Edsall offered the following amendment; which was adopted:

Add to section 17 the following: "*Provided*, that this act shall not be construed to repeal any law or part of a law upon the same subject, passed at the present session of this General Assembly; but in all such cases this act shall be construed as providing a cumulative remedy."

Mr. Strevell offered the following amendment; which was adopted:

Amend by adding to the end of section 5: "subject to the order of the person or persons to whom the compensation shall have been awarded."

Mr. Underwood offered the following amendment; which was adopted:

Amend section 5, by striking out, in line 5, after the word "conservators," all to the word "payments," in line 8, and insert: "and a receipt by persons under no disability shall operate as a confirmation of the proceedings, orders, judgments or decrees of the court, and shall estop him or her from all other claims or proceedings in the premises; in all other cases payment or deposit of the damages shall be only *prima facie* evidence, as against parties under disability."

The bill was then ordered to be engrossed and printed for a third reading.

Mr. Fuller moved to adjourn until 2 o'clock P. M.; which motion was lost.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, to-wit:

Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State government, heretofore unprovided for."

At 12:30 o'clock P. M.,

On motion of Mr. Fuller,

The Senate adjourned until 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

The communication of the Governor relative to the Southern Insane Asylum, and written report received this morning, were taken up and read, and,

On motion of Mr. Holcomb,

Referred to the committee on finance, with instructions to report at 10 o'clock A. M. to-morrow.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, viz :

Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State Government heretofore unprovided for."

The rules being suspended,

House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property, for all purposes, in the several counties of this State,"

Was taken up, read at large a first time, and
Referred to the committee on municipalities.

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates,"

Was taken up, read at large a first time, and
Referred to the committee on judiciary.

Mr. Strevell moved to reconsider the vote by which House bill No. 216 was referred to the committee on judiciary.

The question being upon reconsidering the vote,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 27
Nays 9

Those voting in the affirmative are,

Messrs. Bush,
Crawford,
Early,
Eddy,
Edsall,
Flagg,
Holcomb,
Jackson,
Jewett,

Messrs. Kerr,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Senter,
Shephard,
Snapp,

Messrs. Solomon,
Starne,
Strevell,
Tincher,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Boyd,
Dore,

Messrs. Epler,
Gibson,
Hampton,

Messrs. Lanning,
Richardson,
Underwood.

So the Senate reconsidered the vote.

The motion being upon referring the bill to the committee on judiciary, the motion was lost, and the bill

Ordered to a second reading.

House bill, No. 367, for "An act to fix the time of holding circuit court in the several counties composing the twenty-first judicial district."

Was taken up, read at large a first time, and
Referred to the committee on judiciary.

Mr. Wilkinson, from the committee on counties and township organization, to which was referred House bill, No. 371, for "An act to enable counties, cities, townships, school districts, and other muni-

cipal corporations to take up and cancel outstanding bonds and other evidences of indebtedness, and to fund the same," reported the same back with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Holcomb offered the following amendment:

Amend section 4, by inserting after the word "committee," in first line, the words "or any member thereof," and strike out "them" in second line, and insert "the committee." Strike out words "any member" and insert two or more members."

On motion of Mr. Eddy,

The debate upon Mr. Holcomb's amendment was closed.

The question then being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 13
 { Nays 23

Those voting in the affirmative are,

Messrs. Bishop,
Bush,
Edsall,
Epler,
Gibson,

Messrs. Holcomb,
Jackson,
Richardson,
Shephard,

Messrs. Solomon,
Starne,
Voris,
Williams.

Those voting in the negative are,

Messrs. Crawford,
Donahue,
Dore,
Early,
Eddy,
Flagg,
Fuller,
Hampton,

Messrs. Jewett,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Senter,
Snapp,
Strevell,
Tincher,
Underwood,
Whiting,
Wilkinson,
Woodard.

So the amendment was not adopted.

Mr. Dore offered the following amendments; which were lost:

Section 8—Strike out the remainder of the section after the word "Governor" in line 9.

Also, strike out all of section 9.

Mr. Beveridge offered the following amendment:

Amend by inserting before the last section, the following:

"Section —. Five of said committee shall constitute a quorum, and no vote shall be declared affirmatively without the concurrence of a quorum; and in the absence of the chairman of said committee, the committee may choose a temporary chairman, who, for the time being, shall have all the powers and perform all the duties of the chairman."

Mr. Epler moved to amend the amendment by striking out "five" and inserting "four," where it occurs; which motion was lost.

The amendment was then adopted.

Mr. Lanning offered the following amendment; which was adopted:

Amend section 1, by striking out the word "four" in the 4th line, and insert "five."

Mr. Pierce offered the following amendment:

Add to section 8—"And provide for the payment of all just and lawful claims so audited and approved against the said Penitentiary, the sum of three hundred thousand dollars is hereby appropriated, to be paid out of any funds in the State treasury not otherwise appropriated."

Mr. Richardson moved to lay the bill and amendments on the table and print 250 copies; which motion was lost.

Mr. Bush offered the following amendment to the amendment:

Amend the amendment by adding—"Provided, said committee shall not order the payment of any indebtedness on account of said Penitentiary, which has not been contracted in accordance with and agreeable to the provisions of the 25th section of the 'act to provide for the management of the Illinois State Penitentiary at Joliet,' approved June 28th, 1869, or otherwise expressly authorized by law."

On motion of Mr. Fuller,

The further consideration of Senate bill No. 245 was made the special order for to-morrow morning at 10 o'clock.

By consent, Mr. Wilkinson, from the committee on revenue, to which was referred Senate bill, No. 250, for "An act to secure equality of assessments in school districts," reported the same back and recommended that the bill be ordered to a second reading.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. McNulta presented a petition relating to the removal of the State Capital to Peoria; which was

Referred to the committee on public buildings.

At 6:21 o'clock P. M.,

On motion of Mr. Little,
The Senate adjourned.

WEDNESDAY, MARCH 29, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Joiner.

The journal of yesterday was being read, when,

On motion of Mr. Strevell,

The further reading of the same was dispensed with.

Mr. Bishop, from the committee on judiciary, to which was referred Senate bill, No. 93, for "An act to amend the practice act," reported the same back, and recommended that the bill be laid on the table until the 4th of July, 1872.

The report of the committee was concurred in, and the bill
Laid on the table until the 4th of July, 1872.

Mr. Bishop, from the committee on judiciary, to which was referred Senate bill, No. 78, for "An act to simplify conveyances," reported the same back, without recommendation.

On motion of Mr. Bishop,

The bill was ordered to a second reading.

Mr. Bishop, from the committee on judiciary, to which was referred Senate bill, No. 221, for "An act to constitute the county treasurers, in counties not under township organization, the general officers for the receipt of State and county taxes, and to authorize all returns of unpaid taxes and special assessments to be made to county treasurers," reported the same back by substitute, and recommended the adoption of the same.

The report of the committee was concurred in, and the substitute Ordered to a second reading.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 434, for "An act to amend the law concerning township organization."

In the passage of which I am instructed to ask the concurrence of the Senate.

By unanimous consent, Mr. Pierce offered the following resolution:

Resolved by the Senate, the House of Representatives concurring herein, That this General Assembly will adjourn on Thursday, April 6th, A. D. 1871, until the first Tuesday in December, A. D. 1871, and that during such recess no member, officer, or employee shall receive any per diem or compensation.

On motion of Mr. Pierce,

The rules were suspended, for the purpose of considering the resolution:

Mr. Tincher offered the following amendment to the resolution:

Strike out "first Tuesday in December, A. D. 1871," and insert "first Tuesday in January, A. D. 1872."

Mr. Strevell offered the following amendment to the amendment:

Amend the amendment by striking out "the first Tuesday in January, 1872," and insert "the fifteenth day of November, 1871, at 12 o'clock M."

At 10 o'clock A. M. the special order was announced by the President.

On motion of Mr. Strevell,

The special order was postponed until the pending resolution should be disposed of.

On motion of Mr. Hampton,

The debate upon the amendment offered by Mr. Strevell was closed.

The question being on the adoption of the amendment to the amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 31
Nays 14

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Crawford,
Casey,
Early,
Eddy,
Epler,
Flagg,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Lanning,

Messrs. Little,
Marsh,
Reddick,
Richardson,
Senter,
Starne,
Strevell,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bush,
Donahue,
Dore,
Edsall,
Fuller,

Messrs. Jewett,
McNulta,
Nicholson,
Pierce,
Shephard,

Messrs. Snapp,
Solomon,
Underwood,
Woodard.

So the amendment to the amendment was adopted.

Mr. McNulta offered the following amendment; which was lost:
Strike out "Thursday, April 6th," and insert "Thursday, April 20th."

Mr. Eddy offered the following amendment:
Amend by striking out "6th of April," and inserting "thirteenth of April."

The question being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 19
Nays 27

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Donahue,
Early,
Eddy,
Flagg,
Gibson,

Messrs. Hampton,
Holcomb,
Hunter,
Kerr,
Lanning,
McNulta,

Messrs. Senter,
Starne,
Van Dorston,
Voris,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Dore,
Edsall,
Epler,

Messrs. Fuller,
Harlan,
Jackson,
Jewett,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Shephard,
Snapp,
Solomon,
Underwood,
Whiting,
Woodard.

So the amendment was adopted.

On motion of Mr. Harlan,

The previous question was ordered.

The question being upon the adoption of the resolution offered by Mr. Pierce, as amended,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 31
Nays 16

Those voting in the affirmative are,

Messrs. Bangs,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Early,
Edsall,
Epler,
Flagg,
Gibson,

Messrs. Hampton,
Harlan,
Jewett,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Whiting,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Beveridge,
Donahue,
Dore,
Eddy,
Fuller,

Messrs. Holcomb,
Hunter,
Jackson,
Kerr,
Lanning,

Messrs. McNulta,
Van Dorston,
Voris,
Wilkinson,
Woodard.

So the resolution, as amended, was adopted.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit :

Senate bill, No. 249, for "An act to regulate the time of holding courts in the Eighth Judicial District."

On motion of Mr. Langley,

The special order was further postponed five minutes, and

Senate bill, No. 255, for "An act to define the Seventeenth, Twentieth and Twenty-seventh Judicial circuits, and to fix the times of holding courts therein,"

Was taken up, and read at large a second time.

On motion of Mr. Langley,

The 5th section of the bill was stricken out, and all in relation to summer terms, in the first section of the bill, was stricken out.

Mr. Strevell offered the following amendment :

Amend by striking out "Ford" from 20th circuit.

A message from the House of Representatives, by Mr. Galloway, a member.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit :

House bill, No. 295, for "An act to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal."

In the passage of which I am instructed to ask the concurrence of the Senate.

Pending the debate upon Mr. Strevell's amendment, the President announced the special order.

On motion of Mr. Langley,

The special order was postponed until the consideration of Senate bill No. 255 should be completed.

The question being upon the adoption of the amendment offered by Mr. Strevell,

Those voting in the affirmative are,

Mr. Strevell.

**Messrs. Richardson,
Senter,
Shepherd,
Snapp,
Solomon,
Starne,
Underwood,
Van Dorston,
Voris,
Wilkinson.
Williams,
Woodard.**

Those voting in the affirmative are,

**Messrs. Underwood,
Wilkinson.**

**Messrs. Reddick,
Richardson,
Senter,
Shephard,
Snapp,
Solomon,
Starne,
Van Dorston,
Voris,
Whiting,
Williams.**

—56

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for a third reading.

By unanimous consent, Mr. Edsall offered the following resolution;
which was adopted:

Resolved, Until otherwise ordered, no Senator shall speak longer than five minutes, nor more than once upon the same question, without unanimous consent of the Senate.

At 11:21 o'clock, A. M., the special order, being the consideration of Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make an appropriation to pay the expenses thereof,"
Was taken up.

The question being upon the adoption of the amendment, offered yesterday by Mr. Bishop, to Mr. Pierce's amendment,
The amendment to the amendment was adopted.

Mr. Bishop then moved to strike out all of Mr. Pierce's amendment as amended, except that portion which was added to the same by his amendment.

Which motion was decided in the affirmative, and the amendment of Mr. Pierce, as amended by striking out all except the addition of Mr. Bishop's amendment, was then adopted.

Mr. Snapp offered the following amendments; which were adopted:
Amend section 2:—strike out "1st day of June," in 3d line, and insert the following—"tenth day of July."

Amend section 10, by striking out the whole section.

On motion of Mr. Snapp,
The previous question was ordered.

The bill was ordered engrossed and printed for a third reading.

On motion of Mr. Snapp,
Senate bill, No. 231, for "An act to make appropriations for maintaining and carrying on the penitentiary at Joliet, and supplemental to an act entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet,'"

Was taken from the table, and read at large a second time.

Mr. Snapp offered the following amendment; which was adopted:
Amend by striking out 3d section.

Mr. Strevell offered the following amendment; which was adopted:
Add to the end of section 2—"To be accompanied by the sworn statement of the proper officer."

The bill was then ordered to be engrossed and printed for a third reading.

By common consent,
Senate bill, No. 30, for "An act relating to county, city, town, township, school district, and other municipal indebtedness, and to provide for the funding and payment of the same,"

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for a third reading.

By common consent, Senate bill No. 188, was taken up.

On motion of Mr. Fuller,

The previous question was ordered.

Senate bill, No. 188, for "An act to create the office of Inspector of Coal Mines, to prescribe his powers and duties, and to provide for the health and safety of operative miners,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....27
Nays.....16

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Snapp,
Strevell,
Underwood,
Washburn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Casey,
Epler,
Gibson,
Hampton,
Harlan,

Messrs. Holcomb,
Jackson,
Lanning,
Richardson,
Shephard,

Messrs. Solomon,
Starne,
Voris,
Wilkinson,
Williams.

Mr. Epler offered the following amendment to the title of Senate bill, No. 188; which was lost:

"A bill for 'an act to create an office and to tax the people for the support of the holders thereof'."

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 312, for "An act to repeal an act entitled 'an act to establish the Court of Common Pleas, in the city of Sparta, in Randolph county,'" reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a third reading.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the railroads in the State," reported the same back, and recommended its passage.

Mr. Lanning moved to lay the bill on the table and print 250 copies; which motion was lost.

At 12:48 o'clock P. M.,

On motion of Mr. Starne,

The Senate adjourned until 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

The Senate met, pursuant to adjournment.

Mr. Pierce, by unanimous consent, introduced

Senate bill, No. 256, for "An act to create and support a State institution to be called the Illinois Charitable Eye and Ear Infirmary, for the treatment of needy persons suffering from diseases of the eye or ear."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Underwood,

House bill, No. 312, for "An act to repeal an act entitled 'an act to establish the court of common pleas in the city of Sparta, in Randolph county,'"

Was taken up, and

Referred to the committee on judiciary.

The further consideration of House bill No. 480, was then resumed.

A message from the House of Representatives, by Mr. Magie.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 88, for "An act appropriating money to pay deficiency of appropriation for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said Hospital, to make repairs and improvements, to procure new boiler, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library," with an amendment.

In the adoption of which amendment I am instructed to ask the concurrence of the Senate.

The question being upon ordering House bill No. 480 to a second reading, it was

Ordered to a second reading.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been properly enrolled, to-wit:

Senate bill, No. 78, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb."

Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1st, 1871, to July 1st, 1873."

Senate bill, No. 227, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first day of March, one thousand eight hundred and seventy-one, to the first day of July, one thousand eight hundred and seventy-three."

Mr. Fuller moved to suspend the rules, for the purpose of reading House bill No. 480 a second time.

The question being on the motion to suspend the rules,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas:.....26
Nays.....17

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Crawford,
Casey,
Dore,
Edsall,
Flagg,
Fuller,
Gibson,

Messrs. Harlan,
Jackson,
Kerr,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Richardson,
Shephard,
Snapp,
Starne,
Strevell,
Voris,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Beveridge,
Bishop,
Boyd,
Bush,
Donahue,
Early,

Messrs. Eddy,
Epler,
Hampton,
Holcomb,
Jewett,

Messrs. Little,
Senter,
Underwood,
Van Dorston,
Vaughn,
Williams.

So the Senate refused to suspend the rules.

On motion of Mr. Edsall,

The rules were suspended, for the purpose of taking up House bill No. 434.

House bill, No. 434, for "An act to amend the law concerning township organization,"

Was taken up, read at large a first time, and
Ordered to a second reading.

By unanimous consent,

House bill, No. 295, for "An act to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal,"

Was taken up, read at large a first time, and
Referred to the committee on canals and rivers.

By unanimous consent,

Senate bill, No. 250, for "An act to secure equality of assessments in school districts,"

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for a third reading.

On motion of Mr. Underwood,

Senate bill, No. 76, for "An act to prohibit stock animals from running at large in this State,"

Was taken up, and read at large a second time.

Mr. Nicholson offered the following amendments; which were adopted:

Strike out word "county" in 4th line, section 2, and insert the word "township."

Amend by striking out section 4, and insert the following: "Section 4. It shall be the duty of the supervisors in each township, or county court in counties not under township organization, to cause at least one pound to be built in each township in the county, and in counties not under township organization county courts shall appoint pound masters."

"Section 4½. The township supervisor, or county court, in counties not under township organization, shall fix the prices for impounding, feeding, watering and taking care of stock impounded."

Strike out word "ten," in 3d line, 6th section, and insert "twenty." Strike out word "twenty-five," in same line, and insert "fifty."

Strike out the word "cattle," in 3d line of section 7, and insert the words "domestic animals." Strike out the words "of cattle," in 4th line, and insert the word "thereof." Strike out the word "cattle," in 7th line, and insert "domestic animals." Strike out the words "of cattle," same line, and insert the word "thereof." Strike out the word "cattle," in 10th line, and insert the words "domestic animals."

Strike out the word "cattle," in 2d line of section 8, and insert the words "domestic animals."

Mr. Hunter offered the following amendment:

Amend by striking out the proviso in section 7.

The question being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 12
Nays..... 28

Those voting in the affirmative are,

Messrs. Bishop,
Casey,
Gibson,
Holcomb,

Messrs. Hunter,
Landrigan,
Little,
Reddick,

Messrs. Senter,
Starne,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Eddy,
Edsall,
Fuller,
Hampton,

Messrs. Harlan,
Jackson,
Jewett,
Kerr,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Richardson,
Shephard,
Snapp,
Solomon,
Strevell,
Underwood,
Vaughn,
Whiting,
Woodard.

So the amendment was not adopted.

Mr. Vaughn offered the following amendment:

Amend by adding new section: "Section 9. This act shall not take effect in any county in this State until it shall have been subjected to the voters thereof, in the manner prescribed in section 7 of this act, nor unless a majority of the votes cast shall be for restricting domestic animals from running at large."

The question being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 21
Nays..... 20

There being a tie vote, the President voted in the affirmative.

Those voting in the affirmative are,

**Messrs. Alexander,
Bishop,
Casey,
Donahue,
Early,
Gibson,
Hampton,**

**Messrs. Holcomb,
Hunter,
Landrigan,
Lanning,
Little,
Marsh,
Reddick,**

**Messrs. Richardson,
Senter,
Solomon,
Starne,
Vaughn,
Voris.**

Those voting in the negative are,

**Messrs. Bangs,
Beveridge,
Boyd,
Bush,
Crawford,
Eddy,
Edsall,**

**Messrs. Fuller,
Harlan,
Jackson,
Jewett,
Kerr,
Nicholson,
Shephard,**

**Messrs. Snapp,
Strevell,
Underwood,
Whiting,
Wilkinson,
Woodard.**

So the amendment was adopted.

Mr. Voris moved to reconsider the vote by which Mr. Vaughn's amendment was adopted.

**The question being upon the motion to reconsider,
And the yeas and nays being demanded,**

It was decided in the affirmative, as follows: { Yeas..... 28
Nays..... 17

Those voting in the affirmative are,

**Messrs. Beveridge,
Boyd,
Bush,
Crawford,
Early,
Eddy,
Edsall,
Fuller.**

**Messrs. Hampton,
Harlan,
Jackson,
Jewett,
Kerr,
Marsh,
Nicholson,
Snapp,**

**Messrs. Solomon,
Strevell,
Underwood,
Voris,
Whiting,
Wilkinson,
Woodard.**

Those voting in the negative are,

**Messrs. Alexander,
Bishop,
Casey,
Donahue,
Gibson,
Holcomb,**

**Messrs. Hunter,
Landrigan,
Lanning,
Little,
Reddick,
Richardson,**

**Messrs. Senter,
Shephard,
Starne,
Van Dorston,
Vaughn.**

So the Senate reconsidered the vote.

The question then being on the adoption of the amendment offered by Mr. Vaughn,

And the yeas and nays being demanded,

It was decided in the negative, as follows:

Yea	17
Nay	25

Those voting in the affirmative are,

**Messrs. Alexander,
Bishop,
Casey,
Gibson,
Hampton,
Holcomb.**

**Messrs. Hunter,
Landrigan,
Lanning,
Little.
Reddick,
Richardson.**

**Messrs. Senter,
Starne,
Van Dorston,
Vaughn,
Williams.**

Those voting in the negative are,

Messrs. Beveridge,
Boyd,
Bush,
Crawford,
Donahue,
Early,
Eddy,
Edsall,
Epler,

Messrs. Fuller,
Harlan,
Jackson,
Jewett,
Kerr,
Marsh,
Nicholson,
Shephard,

Messrs. Snapp,
Solomon,
Strevell,
Underwood,
Voris,
Whiting,
Wilkinson,
Woodard.

So the amendment was not adopted.

Mr. Crawford offered the following amendment:

Amend section 1, by inserting after the word "State," in 4th line, the words "after the first day of January next."

The question being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: } Yeas 36
Nays 4

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Early,
Eddy,
Edsall,
Epler,
Fuller,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Lanning,
Nicholson,
Reddick,

Messrs. Richardson,
Senter,
Shephard,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Donahue,
Little,

Mr. Snapp,

Mr. Voris.

So the amendment was adopted.

Mr. Edsall offered the following amendment; which was adopted:
Strike out sections 3, 4, 5 and 6.

Mr. Underwood offered the following amendment; which was adopted:

Amend section 7, line 5, by inserting at the beginning of the line:
"And separate ballot boxes shall be used at said election."

Mr. Beveridge offered the following amendment; which was adopted:

Amend section 7, by adding—"And provided, if such county votes for any such domestic animals to run at large, the same shall not be allowed to run at large in any such town, village or city, contrary to the laws and ordinances thereof."

Mr. Holcomb offered the following amendment; which was lost:

Amend by adding to section 7, after the word "villages" in 11th line,
"And, provided, further, that this act shall not apply to such cities, towns or villages."

On motion of Mr. Nicholson,
The previous question was ordered.

The question being upon ordering the bill engrossed and printed
for a third reading,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 30
Nays 11

Those voting in the affirmative are,

Messrs. Beveridge, Boyd, Bush, Crawford, Donahue, Early, Eddy, Edsall, Epler, Fuller,	Messrs. Hampton, Harlan, Hunter, Jackson, Jewett, Kerr, Landrigan, Lanning, Nicholson, Pierce,	Messrs. Richardson, Shephard, Snapp, Starne, Strevell, Underwood, Vaughn, Whiting, Wilkinson, Woodard.
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Those voting in the negative are,

Messrs. Alexander, Bishop, Casey, Gibson,	Messrs. Holcomb, Little, Reddick, Senter,	Messrs. Solomon, Van Dorston, Voris.
--	--	--

So the bill was ordered to be engrossed and printed for a third
reading.

Mr. Little moved that the Senate adjourn.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 24
Nays 16

Those voting in the affirmative are,

Messrs. Alexander, Bishop, Boyd, Casey, Early, Epler, Gibson, Hampton,	Messrs. Harlan, Hunter, Jackson, Jewett, Kerr, Landrigan, Lanning, Little,	Messrs. Reddick, Senter, Solomon, Starne, Strevell, Underwood, Van Dorston, Vaughn.
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Those voting in the negative are,

Messrs. Beveridge, Bush, Crawford, Donahue, Eddy, Edsall,	Messrs. Fuller, Holcomb, Nicholson, Richardson, Shephard,	Messrs. Snapp, Voris, Whiting, Wilkinson, Woodard.
--	---	--

So the Senate, at 5:47 o'clock P. M., adjourned.

THURSDAY, MARCH 30, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Fuller,

The further reading of the same was dispensed with.

The President presented the following invitation from the colored citizens of Springfield :

SPRINGFIELD, ILL., *March 20, 1871.*

To the members of the Senate of the State of Illinois:

The colored citizens of Springfield, Illinois, respectfully invite the members of the State Senate to be present at the celebration of the passage of the fifteenth amendment, to be held at the rink this afternoon.

L. A. COLEMAN,
THOMAS KILLION,
CYRUS DONEGAN,
Committee on Invitation.

By unanimous consent, Mr. Fuller offered the following resolution:

Resolved, That the Senate proceed to the consideration of Senate and House bills on second reading, and that the names of the Senators shall be called, and on said call each Senator shall have the right to call up one bill for consideration or from committee.

On motion of Mr. Gibson,

The rules were suspended, and the resolution adopted.

The Senate then proceeded to take up bills on second reading.

Mr. Beveridge called up

Senate bill, No. 153, for "An act to extend the rights and privileges of women."

Which was taken up, read at large a second time, and

Ordered to a third reading.

Mr. Alexander called up

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on railroads in this State,"

Which was taken up and read at large a second time.

Mr. Alexander moved that the consideration of House bill No. 480 be postponed to and made the special order for to-morrow at three o'clock P. M.

The question being upon postponing the consideration of the bill,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 29
Nays 11

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Eddy,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,
Hunter,
Jewett,
Kerr,
Little,
McNulta,
Nicholson,
Pierce,
Richardson,
Senter,

Messrs. Shephard,
Snapp,
Starne,
Strevel,
Underwood,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Boyd,
Donahue,
Holcomb,
Jackson,

Messrs. Landrigan,
Langley,
Lanning,
Reddick,

Messrs. Solomon,
Vaughn,
Woodard.

So the consideration of the bill was postponed.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, to-wit:

House bill, No. 385, for "An act relating to justices of the peace in the city of Chicago,"

Senate bill, No. 73, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb."

Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1st, 1871, to July 1st, 1873."

Senate bill, No. 227, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first day of March, one thousand eight hundred and seventy-one, to the first day of July, one thousand eight hundred and seventy-three."

On motion of Mr. Bush,

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 182, for "An act to authorize and empower the copying of the original field notes of the United States surveys of the State of Illinois, transferred from the Surveyor General's office to the State, under an act of Congress of the United States," reported the same back, and recommended that it pass.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

On motion of Mr. Casey,

Senate bill, No. 223, for "An act providing for the construction of turnpike roads,"

Was taken up, read at large a second time, and,

On his motion,

Referred to the committee on roads and highways.

On motion of Mr. Donahue,

House bill, No. 371, for "An act to enable counties, cities, townships, school districts and other municipal corporations to take up and

cancel outstanding bonds and other evidences of indebtedness, and to fund the same,"

Was taken up, read a second time, and

Ordered to be printed for a third reading, with the amendment.

On motion of Mr. Eddy,

Mr. Crawford, from the committee on finance, to which was referred House bill, No. 347, for "An act making appropriations for the completion of the Northern Insane Asylum at Elgin, and for furnishing and maintaining a part of the same, for 1871 and 1872," reported the same back, and recommended its passage.

The bill was read at large a second time.

The report of the committee was concurred in, and the bill

Ordered to a third reading.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 217, for "An act to make appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years,"

On motion of Mr. Edsall,

House bill, No. 434, for "An act to amend the law concerning township organization,"

Was taken up, and read at large a second time.

Mr. Crawford offered the following amendment to House bill No. 434; which was adopted:

Amend section 2, by striking out line 18, and to "question" (inclusive) in 19th line, and insert "six qualified jurors, or twelve if a less number be objected to by either party, before the precept is issued."

Mr. Tincher offered the following amendment to House bill No. 434; which was adopted:

Amend section 2, by adding at the end of said section the following: "*Provided*, that the jury shall not estimate any benefits or advantages which may accrue to lands affected in common with adjoining lands or property in the vicinity, on which said road does not pass."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed, to-wit:

Senate bill, No. 121, for "An act in regard to practice in courts of record."

Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain."

Senate bill, No. 231, for "An act to make appropriations for maintaining and carrying on the penitentiary at Joliet, and supplemental to an act entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet'."

Senate bill, No. 255, for "An act to define the Seventeenth, Twentieth and Twenty-seventh Judicial Circuits, and to fix the times of holding courts therein."

Mr. Underwood offered the following amendment to House bill No. 434 :

Amend by striking out all after the first sentence in section 5, to the end of the bill.

On motion of Mr. Langley,
A call of the Senate was ordered.

On motion of Mr. Crawford,
The call of the Senate was dispensed with.

At 11:34 o'clock A. M.,
On motion of Mr. Underwood,
The Senate adjourned for 10 minutes.

FORTY-FOUR MINUTES PAST ELEVEN O'CLOCK A. M.

Senate met, pursuant to adjournment.

The question being upon the adoption of Mr. Underwood's amendment to House bill No. 434,

Mr. Strevell moved to postpone the consideration of Mr. Underwood's amendment to House bill No. 434, for five minutes, for the purpose of considering a resolution.

He moved the previous question.
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 25
Nays..... 16

Those voting in the affirmative are,

Messrs. Bangs, Beveridge, Bishop, Boyd, Crawford, Donahue, Early, Eddy, Edsall,	Messrs. Flagg, Fuller, Hampton, Jewett, Kerr, Langley, Little, Marsh, Pierce,	Messrs. Reddick, Senter, Snapp, Strevell, Underwood, Vaughn, Whiting, Wilkinson, Woodard.
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Those voting in the negative are,

Messrs. Bush, Casey, Epler, Gibson, Holcomb, Landrigan,	Messrs. Lanning, McNulta, Nicholsen, Richardson, Shephard,	Messrs. Solomon, Starne, Voris, Washburn, Williams.
--	--	---

So the previous question was ordered.

The question then being upon postponing the consideration of Mr. Underwood's amendment for five minutes,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....27
Nays.....14

Those voting in the affirmative are,

Messrs. Bangs,
Boyd,
Crawford,
Donahue,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Pierce,
Reddick,

Messrs. Senter,
Shephard,
Snapp,
Strevell,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Casey,
Epler,
Gibson,
Holcomb,

Messrs. Landrigan,
Lanning,
Nicholson,
Richardson,
Solomon,

Messrs. Starne,
Voris,
Washburn,
Williams.

So the consideration of the amendment was postponed.

Mr. Strevell offered the following resolutions :

Resolved, That the Senate acknowledge the receipt of an invitation this morning from the colored citizens of Springfield, to attend their celebration this afternoon, of the passage of the 15th amendment ; and while the pressure of business on the Senate, made more pressing by the prospect of an early adjournment, will prevent the Senate from accepting the invitation so kindly tendered, yet the Senators desire to express themselves as not insensible to the great blessing bestowed, not only upon the colored citizens of this city, but of the whole Union, as well, by the great event which is celebrated to-day.

Resolved, That we tender our thanks to our colored fellow citizens for their consideration to the Senate, and bid them God speed on the highway of freedom and universal enfranchisement.

Resolved, That the Secretary transmit a copy of these resolutions to the committee from whom this invitation was received this morning.

Mr. Flagg moved the adoption of the resolutions.

Mr. Shephard moved to adjourn.

The question being upon adjournment,
And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 9
Nays.....33

Those voting in the affirmative are,

Messrs. Bush,
Casey,
Epler,

Messrs. Jewett,
Richardson,
Shephard,

Messrs. Solomon,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,
Holcomb,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Senter,
Snapp,
Starne,
Strevell,
Underwood,
Vaughn,
Voris,
Whiting,
Wilkinson,
Woodard.

So the Senate refused to adjourn.

On motion of Mr. Edsall,
The previous question was ordered.

The question then being upon the adoption of the resolution,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 86
Nays 6

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Casey,
Donahue,
Early,
Eddy,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Hampton,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Snapp,
Starne,
Strevell,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Gibson,

Messrs. Richardson,
Voris,

Messrs. Washburn,
Williams.

So the resolution was adopted.

Mr. Shephard moved that the Senate adjourn until ten o'clock to-morrow morning.

Mr. Strevell moved to amend the motion so as to adjourn until 2:30 o'clock P. M.

Mr. Fuller moved the previous question.

The question being upon ordering the previous question,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 28
Nays 14

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Crawford,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Kerr,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Snapp,
Starne,
Strevell,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Bush,
Casey,
Donahue,
Epler,

Messrs. Holcomb,
Jewett,
Landrigan,
McNulta,
Richardson,

Messrs. Solomon,
Voris,
Washburn,
Williams.

So the previous question was ordered.

The question then being upon adjourning until 2:30 o'clock P. M.,
The Senate adjourned until 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

The question being upon the adoption of the amendment to House bill No. 434, offered by Mr. Underwood,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....28
Nays..... 8

Those voting in the affirmative are,

Messrs. Beveridge,
Bishop,
Bush,
Casey,
Eddy,
Edsall,
Fuller,
Gibson,
Hampton,
Harlan,

Messrs. Hunter,
Jewett,
Landrigan,
Lanning,
Nicholson,
Pierce,
Reddick,
Senter,
Shepherd,

Messrs. Snapp,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Boyd,
Crawford,

Messrs. Holcomb,
Langley,
Little,

Messrs. Voris,
Washburn.

So the amendment was adopted.

Mr. Langley asked leave of absence for Mr. Tincher, until Monday next; which was granted.

Mr. Edsall offered the following amendment to House bill No. 434:

Add to section 2 the following: "If the jury cannot agree, as to the amount of such damages, after they have been kept together for the consideration of such question for at least forty-eight hours, the justice of the peace may, if satisfied they will not agree, discharge the same and cause a new jury to be summoned for the same purpose; and in such case, the justice of the peace shall fix the time and place for the convening of such new jury and the further hearing of the question, of which all parties interested shall take notice; and such new jury shall be duly sworn, and proceed to assess the damages in the same manner as if no other jury had been impaneled in the case."

Mr. Hunter offered the following amendment to the amendment, offered by Mr. Edsall; which was lost:

Strike out "forty-eight," and insert "twelve."

Mr. Hampton offered the following amendment to the amendment, offered by Mr. Edsall; which was adopted:

Strike out of the amendment the words "forty-eight hours," and insert "in a reasonable time."

Mr. Vaughn offered the following amendment to the amendment, offered by Mr. Edsall; which was lost:

Amend by adding to section 2: "and the verdict of a majority of the jury shall be deemed and taken as the verdict of said jury."

Mr. Edsall's amendment, as amended, was then adopted.

Mr. Bishop offered the following amendment; which was adopted:
Amend section 2 by striking out from line 16 to the word "and," in line 28, and inserting, "the justice shall, at the time appointed, summon a jury, as in other cases, who shall examine the land and hear evidence, and decide the issue as in other cases before justices."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 541, for "An act to amend section nine (9), of an act entitled 'an act to provide for the location and maintenance of a park for the towns of South Chicago, Hyde Park and Lake,' approved February 24th, A. D. 1869."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 59, for "An act to transfer the State Debt and Interest Fund to the Revenue Fund."

Mr. Hunter offered the following amendment:

Amend by adding new section: "Section 6. In all cases of assessing damages, under this act, an appeal shall be allowed to the circuit court as in other cases."

Pending the consideration of the above amendment,

Mr. Hampton moved to refer to the committee on judiciary; which motion was lost.

On motion of Mr. Whiting,

The bill and amendments were referred to the committee on counties and township organization.

On motion of Mr. Flagg,

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

Mr. Fuller called up

Senate bill, No. 235, for "An act in relation to the sale of intoxicating drink, and to increase the fines and penalties for selling the same without license,"

Which was read at large a second time, and,

On motion of Mr. Bangs,

Referred to the committee on domestic relations.

On motion of Mr. Gibson,

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 222, for "An act to provide funds for the continuance of the work upon the Southern Insane Asylum, located at Anna,

in the State of Illinois," reported the same back, with the following amendment, and recommended the adoption of the same:

Amend Senate bill No. 232, by striking out "seventy-five thousand dollars (\$75,000)," in section 1, and inserting "sixty thousand dollars (\$60,000)."

Also, amend by striking out sections 2 and 3, and inserting the following: "Section 2. No compensation shall be allowed or paid to any of the commissioners, or their successors, provided in the act to locate, create and carry on said asylum, approved April 16th, 1869, for their services as such, except their necessary traveling expenses incurred in going to or returning from the meetings of their board. The said expenses shall be paid out of the appropriations made for the support of the said asylum, and upon filing in the office of the Auditor of the State satisfactory vouchers, showing that the said expenses have been actually and properly incurred.

"Section 3. The above appropriation to be paid, as hereafter provided, from any moneys now or hereafter in the Treasury not otherwise appropriated, upon the warrant of the Auditor, to be issued only upon the requisition of the Trustees, as may be hereafter provided, approved by the Governor; but each requisition shall be accompanied by the cash account, to date, of the Treasurer of the board, and the estimate of the architect or superintendent, of the amount necessary for the ensuing one or two months; and no requisition shall be for more money than is required for two months' expenditures."

The report of the committee was concurred in, and the amendments adopted.

Mr. Crawford, from the committee on finance, reported back a message from the Governor, on the Southern Insane Asylum, with the recommendation that it lie on the table.

The report of the committee was concurred in, and,

On motion of Mr. Fuller,

The bill (Senate bill No. 232) was read at large a second time, and Ordered to be engrossed and printed for a third reading.

By unanimous consent,

Senate bill, No. 246, for "An act to fix the salaries of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General,"

Was called up, and read at large a second time.

Mr. Edsall offered the following amendment:

In 7th line of the 1st section, after the words "Lieutenant Governor," strike out "one thousand."

The question being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 21
Nays 11

Those voting in the affirmative are,

Messrs. Bangs, Donahue, Early, Eddy, Edsall, Fuller, Gibson,	Messrs. Hampton, Holcomb, Jackson, Jewett, Langley, Marsh, McNulta,	Messrs. Reddick, Senter, Snapp, Strevell, Underwood, Vaughn, Woodard.
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Those voting in the negative are,

Messrs. Bishop, Crawford, Little, Nicholson,	Messrs. Pierce, Shephard, Solomon, Starne,	Messrs. Washburn, Whiting, Wilkinson.
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So the amendment was adopted.

Mr. Snapp offered the following amendment :
Fill the blank with "two thousand five hundred."

Mr. Crawford offered the following amendment :
Insert in blank "twelve hundred."

Mr. Eddy offered the following amendment :
Insert in blank "fifteen hundred dollars."

Mr. McNulta offered the following amendment :
Insert in blank "two thousand."

The question then being on the adoption of the amendment, offered
by Mr. Snapp,

And the yeas and nays being demanded,

It was decided in the negative, as follows :
{ Yeas 5
Nays26

Those voting in the affirmative are,

Messrs. Bangs, Jewett,	Messrs. Reddick, Snapp,	Mr. Strevell.
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Those voting in the negative are,

Messrs. Bishop, Crawford, Early, Eddy, Edsall, Fuller, Gibson, Hampton, Holcomb,	Messrs. Jackson, Langley, Little, Marsh, McNulta, Nicholson, Pierce, Senter, Shephard,	Messrs. Solomon, Starne, Underwood, Vaughn, Washburn, Whiting, Wilkinson, Woodard.
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So the amendment, offered by Mr. Snapp, was not adopted.

Mr. Snapp moved a call of the Senate.

The following Senators (31) answered to their names:

Messrs. Bangs, Bishop, Crawford, Early, Eddy, Edsall, Fuller, Gibson, Hampton, Holcomb, Jackson,	Messrs. Jewett, Langley, Little, Marsh, McNulta, Nicholson, Pierce, Reddick, Senter, Shephard,	Messrs. Snapp, Solomon, Starne, Strevell, Underwood, Vaughn, Washburn, Whiting, Wilkinson, Woodard.
--	---	--

Mr. Jewett asked leave of absence for Mr. Dore, until to-morrow; which was granted.

On motion of Mr. Fuller,

Further proceedings under the call were dispensed with.

The question then being upon the adoption of the amendment, offered by Mr. McNulta,

And the yeas and nays being demanded,

It was decided in the negative, as follows:

{ Yeas 9
Nays 22

Those voting in the affirmative are,

Messrs. Bangs,
Early,
Gibson,

Messrs. Holcomb,
Jewett,
McNulta,

Messrs. Reddick,
Snapp,
Strevell.

Those voting in the negative are,

Messrs. Bishop,
Crawford,
Eddy,
Edsall,
Fuller,
Hampton,
Jackson,
Langley,

Messrs. Little,
Marsh,
Nicholson,
Pierce,
Senter,
Shephard,
Solomon,

Messrs. Starne,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Woodard.

So the amendment, offered by Mr. McNulta, was not adopted.

The question then being on the adoption of the amendment, offered by Mr. Eddy,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 22
Nays 10

Those voting in the affirmative are,

Messrs. Bangs,
Early,
Eddy,
Edsall,
Fuller,
Gibson,
Hampton,
Holcomb,

Messrs. Jewett,
Langley,
Marsh,
McNulta,
Nicholson,
Reddick,
Senter,

Messrs. Snapp,
Starne,
Strevell,
Underwood,
Vaughn,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Crawford,
Flagg,
Jackson,

Messrs. Little,
Pierce,
Shephard,

Messrs. Solomon,
Washburn,
Whiting.

So the amendment, offered by Mr. Eddy, was adopted.

Mr. Crawford offered the following amendment :

Amend by adding new section : "Section 3. That all fees to which the Auditor or Secretary of State are now entitled by law, shall be paid in advance into the State Treasury, and the receipt of the State Treasurer shall be accepted as payment of the fee by the officer entitled thereto."

Pending the consideration of Mr. Crawford's amendment,

On motion of Mr. Fuller,

The bill was recommitted to the committee on judiciary.

Mr. Little moved that the Senate adjourn.

**The question being on the motion to adjourn,
And the yeas and nays being demanded,**

It was decided in the negative, as follows :

{	Yeas.....	15
	Nays	18

Those voting in the affirmative are,

**Messrs. Bangs,
Flagg,
Gibson,
Holecomb,
Jackson,**

**Messrs. Jewett,
Little,
Shephard,
Solomon,
Starne.**

**Messrs. Strevell,
Underwood,
Voris,
Whiting,
Wilkinson.**

Those voting in the negative are,

**Messrs. Bush,
Crawford,
Early,
Eddy,
Edsall,
Fuller.**

**Messrs. Hampton,
Landrigan,
Langley,
McNulta,
Nicholson,
Pierce,**

**Messrs. Reddick,
Senter, .
Snapp,
Vaughn,
Washburn,
Woodard.**

So the Senate refused to adjourn.

On motion of Mr. Hampton,

Mr. Wilkinson, from the committee on counties and township organization, reported back Senate bill No. 237, and recommended its passage.

The bill was then read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Mr. Holcomb called for a report from the committee on state charitable institutions, to which had been referred House resolution relating to Perry Springs.

Mr. Pierce reported the resolution back, with the following amendment, and recommended the adoption of the same:

Amend by striking out the preamble, and strike out the words "inmates of one of the asylums at Jacksonville," in 8th and 9th lines, and insert, "state, in locating or re-locating if necessary, any of its public charities."

The question being upon concurring with the committee in their report,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas18
Nays16

Those voting in the affirmative are,

**Messrs. Bangs,
Bush,
Donahue,
Early,
Flagg,
Holcomb.**

**Messrs. Jackson,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson.**

**Messrs. Pierce,
Solomon,
Starne,
Voris,
Washburn,
Woodard.**

Those voting in the negative are,

**Messrs. Crawford,
Eddy,
Fuller,
Gibson,
Hampton,
Jewett.**

**Messrs. Little,
Reddick,
Senter,
Shephard,
Snapp,**

**Messrs. Strevell,
Underwood,
Vaughn,
Whiting,
Wilkinson.**

So the report of the committee was concurred in.

On motion of Mr. Jackson,
House bill, No. 520, for "An act to amend the law concerning township organization,"

Was taken up, read at large a second time, and
Ordered to be printed for a third reading.

On motion of Mr. Jewett,
Mr. Fuller, from the committee on railroads and warehouses, to which was referred Senate bill, No. 192, for "An act authorizing railroad companies to change their corporate names," reported the same back, by substitute, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to be engrossed and printed for a third reading.

On motion of Mr. Little,
Senate bill, No. 253, for "An act to provide for annexing and excluding territory to and from cities, towns and villages, and to unite cities, towns and villages,"

Was taken from the table, read at large a first time, and
Ordered to a second reading.

Mr. Marsh called up
Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University."

Which was read at large a second time.

Pending the consideration of the bill,

At 6:05 o'clock P. M.,

On motion of Mr. Bishop,
The Senate adjourned.

FRIDAY, MARCH 31, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Pierce.

The journal of yesterday was being read, when,

On motion of Mr. Fuller,

The further reading of the same was dispensed with.

Mr. Eddy, by unanimous consent, introduced

Senate bill, No. 257, for "An act to enable counties, townships, cities and towns to sell and transfer stock held by them in any incorporated company."

Which was read at large a first time, and
Referred to the committee on municipalities.

The consideration of Senate bill No. 193 was then resumed.

Mr. Washburn offered the following amendment to Senate bill No. 193 :

Amend substitute for Senate bill No. 193, by striking out section 6, and inserting the following: "Section 6. Said commissioners shall, immediately after their organization, enter upon the discharge of their duties, as herein prescribed. They shall make a full settlement with James M. Campbell, the contractor for the Normal University building, as follows: Said contractor shall return to said commissioners all the assets paid and delivered to him by the former board of trustees, which remain unexpended in his possession, including one hundred thousand dollars in bonds, issued by the city of Carbondale; and he shall be charged with all assets so paid to and received by him, which he shall fail to so return: *Provided*, that any assets converted and used by him shall be charged to him, either at the cash value thereof or the value obtained by him therefor, at the option of the commissioners; and he shall be credited with a fair cash value of all materials furnished, work and labor done, and expenditures incurred by him in and about the erection of said building. Such value shall be estimated and ascertained by three disinterested jurors, who are competent judges of said values, who shall be selected by said commissioners and said contractor, and who shall be sworn, on request of either party, before entering on such appraisement; and when said value shall be ascertained, the balance shall be struck between said charges and credits, and such balance shall be paid, on demand, by the party against whom it shall be found, to the party in whose favor it shall be found. The commissioners shall deposit the bonds of the said city of Carbondale with the Governor, to be held or disposed of by him, as in his judgment the interests of the State and the said Normal University may require. On the return of the assets, as aforesaid, and the completion of said settlement, said commissioners shall take possession of the normal building and grounds, and all materials and other property belonging or appertaining thereto, and shall deliver up to the contractor his contract and bond for erecting said building; and they shall then proceed, under the direction of the Governor, with the work on said building, and inclosing and improving the grounds belonging thereto. For the purpose of paying any balance that may be found due the contractor, on the aforesaid settlement, and to aid in the erection of said building and inclosing and improving the grounds belonging thereto, the sum of fifty thousand dollars is hereby appropriated, out of any money in the Treasury not otherwise appropriated, to be drawn and expended as directed in the next section of this act. Said commissioners shall examine the plan of the said Insane Asylum, with direct reference to the economy and general propriety of constructing and maintaining the heating apparatus and arrangement, and the ventilating process, now contemplated; and shall embody their conclusions, on both these subjects (and others appertaining), in their report, which shall be read to this Assembly at its adjourned session, and thereafter to the Governor, one month previous to such meeting of the General Assembly."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

In the passage of which I am instructed to ask the concurrence of the Senate.

The Governor's veto to the contrary notwithstanding.

Those voting in the affirmative are,

**Messrs. Senter,
Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.**

**Messrs. Pierce,
Shephard.**

The report of the committee was concurred in, and the bill
Ordered to be engrossed and printed for a third reading.

On motion of Mr. McNulta,
Senate bill, No. 98, for "An act concerning jurors,"
Was taken up, and read at large a second time.

Mr. Nicholson offered the following amendment; which was lost:
Amend section 4, line 6, by inserting after the words "terms of school," the words "school trustees, school directors."

Mr. McNulta offered the following amendment:
Amend by striking out, in lines 6 and 7, of section 1, "assessed for taxes in the preceding year," and insert, in lieu thereof, "who were entitled to vote at the last preceding general election."

The question being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....24
Nays.....15

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Casey,
Harlan,

Messrs. Hunter,
Landrigan,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Underwood,
Voris,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Crawford,
Early,
Eddy,
Edsall,
Fuller,

Messrs. Gibson,
Holcomb,
Jewett,
Kerr,
Langley,

Messrs. Shephard,
Strevell,
Vaughn,
Whiting,
Wilkinson.

So the amendment was adopted.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 478, for "An act to establish houses of correction, and authorize the confinement of convicted persons therein."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Little offered the following amendment to Senate bill No. 98:
Amend by striking out of section 2, lines 11 and 12.

The question being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 31
Nays..... 8

Those voting in the affirmative are,

Messrs. Beveridge,
Bishop,
Boyd,
Bush,
Crawford,

Messrs. Eddy,
Edsall,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Kerr,
Landrigan,

Messrs. Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,

Messrs. Strevell,
Underwood,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Early,

Messrs. Jewett,
Shephard,
Vaughn,

Messrs. Voris,
Whiting.

So the amendment was adopted.

Mr. Little asked leave of absence for Mr. Snapp, until next Monday, on account of sickness; which was granted.

Mr. Alexander offered the following amendment; which was lost: Amend by striking out the words "during its sessions," in 4th line of section 4.

Mr. Bishop offered the following amendment:

Amend section 2, line 9, by inserting the word "white" before the word "man."

And the yeas and nays being demanded,

The amendment was lost, by the following vote: { Yeas..... 15
Nays..... 25

[The copy furnished does not show the names of those voting on this question.—*Pub. Printer.*]

The bill, as amended, was then ordered to be engrossed and printed for a third reading.

Mr. Nicholson called up

Senate bill, No. 251, for "An act concerning hedge fences along the public roads in this State."

Which was read at large a second time, and

Ordered to be engrossed and printed for a third reading.

On motion of Mr. Pierce,

Senate bill, No. 256, for "An act to create and support a State institution to be called the Illinois Charitable Eye and Ear Infirmary, for the treatment of needy persons suffering from diseases of the eye or ear,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed, to-wit:

Senate bill, No. 30, (substitute) for "An act relating to county, city, town, township, school district, and other municipal indebtedness, and to provide for the funding and payment of the same."

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois."

Senate bill, No. 70, for "An act to prevent stock animals from running at large in this State."

Senate bill, No. 153, for "An act to extend the rights of married women."

Senate bill, No. 182, for "An act to authorize and empower the copying of the original field notes of the United States surveys of the State of Illinois, transferred from the Surveyor General's office to the State, under an act of Congress of the United States."

Senate bill, No. 232, for "An act to provide for the continuance of the work upon the Southern Insane Asylum, located at Anna, in the State of Illinois."

Senate bill, No. 192, for "An act authorizing railroad companies to change their corporate names."

Senate bill, No. 237, for "An act to repeal an act therein named."

Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make an appropriation to pay the expenses thereof."

On motion of Mr. Richardson,

Senate bill, No. 26, for "An act for the relief of Robert Tillson & Co.,"

Was taken up and read at large a second time.

Mr. Jewett offered the following amendment:

Fill the blank by inserting the sum of fourteen thousand seven hundred and forty-eight dollars and fifty-six cents (\$14,748 56.)

Mr. Underwood moved to recommit the bill and amendments to the committee on finance.

At 12:51 o'clock P. M.,

On motion of Mr. Dore,

The Senate adjourned until 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

The Senate met, pursuant to adjournment.

The consideration of Senate bill No. 26 was resumed.

The question being upon the motion of Mr. Underwood to recommit the bill and amendments to the committee on finance,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 21
Nays. 18

Those voting in the affirmative are,

Messrs. Beveridge,
Bishop,
Crawford,
Casey,
Early,
Eddy,
Edsall,

Messrs. Gibson,
Hampton,
Hunter,
Jackson,
Landrigan,
Little,
Marsh,

Messrs. Nicholson,
Pierce,
Senter,
Underwood,
Washburn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Bangs,
Epler,
Fuller,
Holcomb,
Jewett,
Kerr,

Messrs. Langley,
Lanning,
McNulta,
Reddick,
Richardson,
Shephard,

Messrs. Solomon,
Starne,
Strevel,
Vaughn,
Voris,
Williams.

So the bill and amendments were recommitted.

On motion of Mr. Senter,

Senate bill, No. 191, for "An act requiring the Secretary of State to make a biennial report of the business of his office,"

Was taken up and read at large a second time.

Mr. Strevell offered the following amendment; which was adopted:

Add to the end of section 3: "All property sold shall be, after proper notice, at public auction to the highest bidder."

Mr. Whiting offered the following amendment:

"But such sale of property shall not include books in the library."

Pending the consideration of Mr. Whiting's amendment,

The President announced the special order, being the consideration of House bill No. 480.

The special order was taken up, and the bill

Ordered to a third reading.

On motion of Mr. Fuller,

The rules were suspended, for the purpose of putting House bill No. 480 on its passage.

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the railroads in this State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 38
Nays 7

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Lanning,
Little,
Marah,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Tinchier,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Epler,
Jewett,

Messrs. Langley,
Shephard,

Messrs. Underwood,
Vaughn.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

The question then being on the adoption of Mr. Whiting's amendment,

It was decided in the affirmative.

The bill was then ordered to be engrossed for a third reading.

Mr. Reddick called up

House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upward."

On motion of Mr. Reddick,
A call of the Senate was ordered.

The following Senators (39) answered to their names :

Messrs. Alexander,
Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Fuller,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Shephard,
Solomon,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

On motion of Mr. Bishop,
Further proceedings under the call were dispensed with.

Mr. Reddick moved that the committee on elections return House bill No. 6 to the Senate, for consideration.

Mr. Landrigan moved that the Senate adjourn until Monday morning next.

The question being upon adjournment,
And the yeas and nays being demanded,

It was decided in the negative, as follows : $\left\{ \begin{array}{l} \text{Yeas} \dots\dots\dots 4 \\ \text{Nays} \dots\dots\dots 39 \end{array} \right.$

Those voting in the affirmative are,

Messrs. Jackson,
Kerr,

Mr. Landrigan,

Mr. Lanning.

Those voting in the negative are,

Messrs. Alexander,
Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Fuller,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Shephard,
Solomon,
Starne,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate refused to adjourn.

Mr. Edsall moved to postpone the special order, so far as it concerned House bill No. 6, until to-morrow morning, at 10 o'clock.

Mr. Kerr, from the committee on elections, gave notice that he would return House bill No. 6 to-morrow morning, at 10 o'clock.

On motion of Mr. Shephard,

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 312, for "An act to repeal an act entitled 'an act to establish the court of common pleas in the city of Sparta, in Randolph county,'" reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill read at large a second time, and

Ordered to a third reading.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly enrolled, to-wit:

Senate bill, No. 59, for "An act to transfer the State Debt Fund and Interest Fund to the Revenue Fund."

Senate bill, No. 217, for "An act to make appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years."

Senate bill No. 27—re-enrolled.

Mr. Solomon called up

Senate bill, No. 20, for "An act to authorize counties to equalize bounties among drafted men in the late war."

Which was read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Mr. Starne, by unanimous consent, called up

Senate bill, No. 88, for "An act appropriating money to pay deficiency of appropriation for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said Hospital, to make repairs and improvements, to procure new boiler, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library,"

Amended by the House, as follows: Add to section 2 the following: "verified by the affidavit of said superintendent."

The question being upon concurring with the House in their amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 35
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Bush,
Crawford,
Early,
Eddy,
Edsall,
Epler,
Fuller,
Gibson,
Hampton,
Holcomb,

Messrs. Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
McNulta,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Solomon,
Starne,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate concurred with the House in their amendment.

On motion of Mr. Underwood,
Senate bill, No. 145, for "An act in regard to the descent of property,"

Was taken up, and read at large a second time.

Mr. Hunter offered the following amendment; which was adopted:
Amend section 2, line 1, by adding after the word "ancestor," "and of any person from whom its mother might have inherited, if living."

Mr. Underwood offered the following amendments; which were adopted:

Amend section 7 by striking it out and inserting: "Section 7. No gift or grant shall be deemed to have been made in advancement, unless so expressed, in writing, by the intestate as an advancement, or acknowledged, in writing, by the child or other descendant."

Add to section 10: "and a marriage shall be deemed a revocation of a prior will."

Mr. Crawford offered the following amendments; which were lost:

Strike out "one-third," in 21st line, in section 1, and insert "one-sixth."

Strike out "a life estate," in section 1, line 21, and insert "an estate in fee."

Mr. Jewett offered the following amendment:

Strike out the 6th and 7th lines of section 10, and insert "to the portion of the other child or children, if any."

On motion of Mr. Jewett,

The bill and amendments were laid on the table.

On motion of Mr. Vaughn,

Senate bill, No. 168, for "An act to appropriate money to the State Normal University for the next two years,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

On motion of Mr. Washburn,

Senate bill, No. 221, for "An act to authorize county treasurers, in counties not under township organization, to receive the returns of all unpaid taxes and special assessments, and to collect and receive the same, and to sell real estate therefor,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

On motion of Mr. Kerr,

The vote by which Senate bill No. 145 was laid on the table was reconsidered, and the motion to lay on the table was lost.

Mr. Jewett then withdrew his amendment.

Senate bill No. 145 was then ordered to be engrossed and printed for a third reading.

On motion of Mr. Wilkinson,

Senate bill, No. 108, for "An act for the relief of Augustus Bauer, Asher Carter and Wm. C. Deakman,"

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for a third reading.

Mr. Edsall, from the committee on municipalities, reported back House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property, for all purposes, in the several counties in this State," with the following amendment, and recommended the adoption of the same:

Amend by adding: "And all laws requiring any city or town to assume, pay or perform duties required of counties, by the general laws of this State, are hereby repealed; and the general laws of this State upon such subjects, in relation to counties, towns and cities, shall be applicable to all counties, towns and cities in this State."

The report of the committee was concurred in, and the bill read at large a second time, and

Ordered to a third reading, and 250 copies ordered printed.

Mr. McNulta, by unanimous consent, offered the following resolution:

Resolved, That the Secretary of the Senate be authorized to detail any and all clerks of committees to assist him in the performance of his duties, or to assist the Enrolling and Engrossing Clerks.

Mr. McNulta moved to suspend the rules for the purpose of considering the resolution; which motion was lost.

The resolution laid over, under the rule.

At 6:19 o'clock P. M.,

On motion of Mr. Little,
The Senate adjourned.

SATURDAY, APRIL 1, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Wilkins.

The journal of yesterday was being read, when,

On motion of Mr. Eddy,

The further reading of the same was dispensed with.

On motion of Mr. Donahue,

Senate bill, No. 249, for "An act to regulate the time of holding courts in the Eighth Judicial Circuit,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 37
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,

Messrs. Casey,
Donahue,
Early,
Eddy,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,

Messrs. Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Shephard,
Starne,
Strevell,

Messrs. Underwood,
Voriss,
Washburn,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

On motion of Mr. Voris,

Senate bill, No. 255, for "An act to define the Seventeenth, Twentieth and Twenty-seventh Judicial Circuits, and to fix the times of holding courts therein,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 40
Nays 1

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Shephard,
Starne,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Strevell voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Underwood,

Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 38
Nays 1

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,

Messrs. Dore,
Early,
Eddy,
Fuller,
Gibson,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Lanning,

Messrs. Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shepherd,
Starne,
Strevell,
Underwood,

Messrs. Vaughn,
Voria,
Washburn,
Wilkinson,
Williams,
Woodard.

Mr. Whiting voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Fuller moved to reconsider the vote by which Senate bill No. 205 was passed, and to lay that motion on the table.

The motion to lay the motion to reconsider on the table was adopted.

On motion of Mr. Whiting,

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates,"

Was taken up and read at large a second time.

On motion of Mr. Underwood,

The bill was made the special order for Tuesday next, at 10 o'clock A. M.

Mr. Marsh introduced

Senate bill, No. 258, for "An act to appropriate money, to be used in repairing fences upon the grounds surrounding the Governor's mansion, located at Springfield."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Kerr asked leave of absence for Mr. Bangs, until Monday; which was granted.

Mr. Underwood, from the committee on municipalities, to which was referred Senate bill, No. 69, for "An act to enable a certain class of towns and cities to construct, maintain and acquire public highways leading thereto, for the purpose and in the modes therein prescribed," reported the same back, and recommended that it be laid on the table and 250 copies printed.

The report of the committee was concurred in, and the bill

Laid on the table, and 250 copies ordered printed.

Mr. Underwood, from the committee on municipalities, to which was referred Senate bill, No. 230, for "An act to enable towns and cities to acquire and maintain public parks and drives," reported the same back, and recommended that it lie on the table and 250 copies be printed.

The report of the committee was concurred in, and the bill

Laid on the table, and 250 copies ordered printed.

Mr. Underwood, from the committee on municipalities, to which was referred Senate bill, No. 257, for "An act to enable counties, townships, cities and towns to sell and transfer stock held by them in any incorporated company," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

On motion of Mr. Dore,

Senate bill, No. 247, for "An act to authorize county boards or other bodies having control and management of the county affairs of the several counties of this State, to take measures to enforce all laws in regard to the prevention of cruelty to animals,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

On motion of Mr. Hunter,

Senate bill, No. 128, for "An act to legalize the organization of county agricultural societies, heretofore existing in this State,"

Was taken up, read at large a second time, and,

Ordered to be engrossed and printed for a third reading.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 74, for "An act making appropriations for the re-erection of the south wing of the Deaf and Dumb Institution, at Jacksonville," with amendments.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

On motion of Mr. Kerr,

Senate bill, No. 121, for "An act in regard to practice in courts of record,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 37
Nays..... 2

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Boyd,
Bush,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Epler,
Fuller,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Messrs. Gibson and Little voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Underwood moved to reconsider the vote by which Senate bill No. 121 was passed; and,

On his motion,

The motion to reconsider was laid on the table.

Mr. Reddick then called for House bill No. 6.

Mr. Hampton moved that the chairman of the committee on elections be requested to return House bill No. 6 to the Senate.

On motion of Mr. Shephard,
The previous question was ordered.

The question being upon requesting the chairman of the committee on elections to return House bill No. 6 to the Senate,

The motion was carried.

So Mr. Kerr, from the committee on elections, returned House bill No. 6 to the Senate.

On motion of Mr. Reddick,
House bill No. 6 was ordered to a second reading.

On motion of Reddick,
House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upwards,"

Was taken up, read at large a second time, and,

On motion of Mr. Strevell,
Laid on the table and 250 copies ordered printed.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed, to-wit :

Senate bill, No. 235, for "An act in relation to the sale of intoxicating drinks, and to increase the fines and penalties for selling the same without a license."

Senate bill, No. 251, for "An act concerning hedge fences along the public roads in this State."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit :

Senate bill, No. 166, for "An act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freight on said roads."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit :

House bill, No. 470, for "An act in relation to the levy and collection of taxes for sewerage and water-works in the cities of this State, that may have established a system of sewerage and water-works for such cities."

In the passage of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Strevell,
House bill No. 6 was made the special order for 10 o'clock A. M., on Wednesday next.

Mr. Kerr moved that the Senate adjourn until Tuesday morning, at 10 o'clock.

The question being upon adjournment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 11
Nays..... 23

Those voting in the affirmative are,

Messrs. Beveridge,
Dore,
Early,
Epler,

Messrs. Hunter,
Jewett,
Kerr,
Lanning,

Messrs. Little,
Shephard,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Bishop,
Boyd,
Casey,
Donahue,
Eddy,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Jackson,
Reddick,
Richardson,
Senter,
Starne,

Messrs. Strevell,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson.

So the Senate refused to adjourn.

Mr. Whiting, from the committee on canals and rivers, to which was referred House bill, No. 295, for "An act to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

By unanimous consent, Mr. Richardson introduced
Senate bill, No. 259, for "An act to provide for the filling, by appointments, of vacancies in certain offices therein named."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Fuller asked leave of absence until Tuesday next; which was granted.

Mr. Eddy asked leave of absence for Mr. Edsall; which was granted.

Mr. Lanning moved to adjourn until Monday morning, at 10 o'clock.

The question being upon adjournment until Monday,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 9
Nays..... 21

Those voting in the affirmative are,

Messrs. Boyd,
Epler,
Hunter,

Messrs. Jackson,
Kerr,
Lanning,

Messrs. Little,
Starne,
Strevell.

Those voting in the negative are,

Messrs. Alexander,
Bishop,
Bush,
Crawford,
Donahue,
Early,
Eddy,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams.

So the Senate refused to adjourn.

By unanimous consent,
House bill No. 295 was taken up.

Pending the second reading of the bill,
Mr. Starne moved to adjourn.

The question being upon adjournment,
And the yeas and nays being demanded,

It was decided in the negative, as follows:

{ Yeas 5
Nays 20

Those voting in the affirmative are,

Messrs. Alexander,
Boyd,

Messrs. Little,
Starne,

Mr. Williams.

Those voting in the negative are,

Messrs. Bush,
Crawford,
Donahue,
Early,
Eddy,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Reddick,
Richardson,
Senter,
Shephard,

Messrs. Strevell,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson.

So the Senate refused to adjourn.

On motion of Mr. Gibson,
A call of the Senate was ordered.

The following Senators (25) answered to their names:

Messrs. Alexander,
Boyd,
Bush,
Crawford,
Donahue,
Early,
Eddy,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Little,
Reddick,
Richardson,
Senter,
Shephard,

Messrs. Starne,
Strevell,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams.

Mr. Alexander moved that further proceedings under the call be dispensed with.

The motion was lost.

Mr. Underwood moved that further proceedings under the call be dispensed with.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 14
Nays 11

Those voting in the affirmative are,

Messrs. Alexander,
Boyd,
Crawford,
Early,
Harlan,

Messrs. Holcomb,
Hunter,
Little,
Senter,
Shephard,

Messrs. Starne,
Strevell,
Underwood,
Washburn.

Those voting in the negative are,

Messrs. Bush,
Donahue,
Eddy,
Gibson,

Messrs. Hampton,
Reddick,
Richardson,
Vaughn,

Messrs. Whiting,
Wilkinson,
Williams.

So further proceedings under the call were dispensed with.

At 12:45 o'clock P. M.,

On motion of Mr. Strevell,
The Senate adjourned.

MONDAY, APRIL 3, 1871.

Senate met, pursuant to adjournment.

The President, Lieutenant-Governor Dougherty, being absent, Senator Eddy called the Senate to order.

Prayer by Rev. Mr. Bergen.

Pending the reading of the journal,

On motion of Mr. Gibson,

A call of the Senate was ordered.

The following Senators (11) answered to their names:

Messrs. Crawford,
Eddy,
Gibson,
Hunter,

Messrs. Little,
Pierce,
Reddick,
Starne,

Messrs. Underwood,
Washburn,
Whiting.

On motion of Mr. Underwood,

Further proceedings under the call were dispensed with.

At 9:10 o'clock A. M.,

On motion of Mr. Pierce,

The Senate adjourned until 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Kerr called the Senate to order, and,

On motion of Mr. Kerr,

Mr. Starne was called to the chair as President *pro tempore*.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 2, for "An act providing for the payment by the county of Cook of further compensation to the Judges of the Circuit and Superior Courts, and the State's Attorney in said county, respectively."

On motion of Mr. Underwood,
A call on the Senate was ordered.

The following Senators (12) answered to their names:

Messrs. Bishop, Boyd, Crawford, Eddy, Hunter,	Messrs. Kerr, Lanning, Little, Pierce, Reddick,	Messrs. Starne, Underwood, Vaughn, Washburn, Whiting,
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On motion of Mr. Hunter,
Further proceedings under the call were dispensed with.

Mr. Eddy moved that the Senate adjourn.

The question being on the motion to adjourn,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 8
Nays..... 8

Those voting in the affirmative are,

Messrs. Boyd, Eddy, Hunter,	Messrs. Kerr, Lanning, Little,	Messrs. Starne, Underwood.
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Those voting in the negative are,

Messrs. Crawford, Gibson, Hampton,	Messrs. Pierce, Reddick, Vaughn,	Messrs. Washburn, Whiting.
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So the Senate refused to adjourn.

Mr. Crawford moved that the Senate adjourn until 7½ o'clock P. M.
The question being upon adjournment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 8
Nays..... 8

Those voting in the affirmative are,

Messrs. Crawford, Eddy, Gibson,	Messrs. Hampton, Pierce, Reddick,	Messrs. Vaughn, Whiting.
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Those voting in the negative are,

Messrs. Boyd, Hunter, Kerr,	Messrs. Lanning, Little, Starne,	Messrs. Underwood, Washburn.
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So the Senate refused to adjourn until 7½ o'clock P. M.

At 2:47 o'clock P. M.,

On motion of Mr. Little,
The Senate adjourned.

TUESDAY, APRIL 4, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Voris,

The further reading of the same was dispensed with.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly enrolled, to-wit:

Senate bill, No. 2, for "An act providing for the payment by the county of Cook of further compensation to the Judges of the Circuit and Superior Courts, and the State's Attorney of said county, respectively."

Senate bill, No. 166, for "An act to prevent unjust discrimination and extortions in the rates to be charged by the different railroads in this State, for the transportation of freight on said roads."

Senate bill, No. 88, for "An act appropriating money to pay deficiencies of appropriations for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said Hospital, to make repairs and improvements, to procure new boilers, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library."

House bill, No. 295, which was being read when the Senate adjourned on Saturday, was taken up, read at large a second time, and

Ordered to a third reading, and the bill and amendments ordered printed.

The following are the Senate amendments to House bill No. 295, which were adopted on Saturday, April 1, 1871:

Strike out section 5, and insert substitute as follows:

"Section 5. As appears by the preamble, an emergency having arisen, this act shall take effect and be in force from and after its passage."

Mr. Whiting moved that House bill No. 295 be made special order for to-morrow at 9 o'clock A. M.; which motion was lost.

On motion of Mr. Snapp,

Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make an appropriation to pay the expenses thereof,"

Was taken up, and read at large a third time.

It being found that the bill was not properly engrossed, it was

Referred to the committee on engrossed and enrolled bills, for correction.

Mr. Tinchcr, by unanimous consent, called up
Senate bill, No. 131, for "An act to regulate interest on deposits,
and to prevent evasions of the statutes against usury,"
Which was read at large a second time.

Mr. Eddy, from the joint committee on enrolled and engrossed bills,
reported that bills of the following titles had been correctly engrossed,
to-wit :

Senate bill, No. 191, for "An act requiring the Secretary of State to
make a biennial report of the business of his office."

Senate bill, No. 145, for "An act in regard to the descent of prop-
erty."

Senate bill, No. 178, for "An act to provide for the incorporation
of cities and villages."

Senate bill, No. 221, for "An act to authorize county treasurers, in
counties not under township organization, to receive the returns of all
unpaid taxes and special assessments, and to collect and receive the
same, and to sell real estate therefor."

Senate bill, No. 108, for "An act for the relief of Augustus Bauer,
Asher Carter and Wm. C. Deakman."

Senate bill, No. 168, for "An act to appropriate money to the State
Normal University for the next two years."

Senate bill, No. 193, for "An act to appoint commissioners to con-
struct the Southern Illinois Insane Asylum and the Southern Illi-
nois Normal University."

Senate bill, No. 256, for "An act to create and support a State insti-
tution to be called the Illinois Charitable Eye and Ear Infirmary, for
the treatment of needy persons suffering from diseases of the eye or
ear."

Senate bill, No. 98, for "An act concerning jurors."

Senate bill, No. 20, for "An act to authorize counties to equalize
bounties among drafted men in the late war."

Senate bill, No. 128, for "An act to legalize the organization of
county agricultural societies, heretofore existing in this State."

Senate bill, No. 247, for "An act to authorize county boards or
other bodies having control and managemant of the county affairs of
the several counties of this State, to take measures to enforce all laws
in regard to the prevention of cruelty to animals."

Mr. Tinchcr offered the following amendment to Senate bill No.
131; which was adopted:

Fill the first blank in 8th line of the 1st section, with "\$100."

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate
that he has approved and signed bills of the following titles, to-wit :

Senate bill, No. 59, for "An act to transfer the State Debt Fund and
Interest Fund to the Revenue Fund."

Senate bill, No. 217, for "An act to make appropriations for the
Soldiers' Orphans' Home, and to maintain said institution for the
next two years."

Mr. Tincher offered the following amendment to Senate bill No. 131; which was adopted:

Fill second blank in line 8, section 1, with "\$500."

Mr. Tincher offered the following amendment; which was adopted: Fill the blank in 7th line of 3d section by inserting "\$200."

Mr. Tincher offered the following amendment; which was adopted: Fill the blank in 12th line of section 4 with "\$200."

Mr. Edsall offered the following amendment:

"Section 5. Whenever any person shall receive or contract to receive from the borrower, either directly or indirectly, any compensation or commission for negotiating or procuring the loan of any money or other valuable thing, to be converted into or representing money, such compensation or commission shall be deemed and considered as a part of the interest paid or agreed to be paid upon such loan; and if the interest paid or agreed to be paid on such loan, when added to such compensation or commission, shall exceed the rate of lawful interest allowed by the laws of this State, the same shall be usurious, and as to such excess of legal interest, the contract shall be void.

"Section 6. Any party who shall receive or collect any usurious interest shall repay and refund three times the amount of the same to the party from whom the same is collected, his executors or administrators, with interest at the rate of ten per cent. per annum thereon, to be recovered in an action of debt or assumpsit, in any court of competent jurisdiction."

Mr. Vaughn offered the following amendment to the amendment:

Amend the amendment by adding after "money" in the 10th line, "above the amount of two per cent. on the amount loaned."

At 10:39 o'clock A. M. the President announced the special order, being the consideration of

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates."

On motion of Mr. Bangs,

The special order was postponed until the present order of business is disposed of.

On motion of Mr. Strevell,

Debate on the amendment was closed.

The question being on the adoption of the amendment to the amendment, it was lost.

The question being on the amendment offered by Mr. Edsall,

On motion of Mr. Tincher,

A division of the question was ordered.

The question being upon the adoption of the first part of the amendment, being section 5,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....16
Nays.....18

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Edsall,
Harlan,
Holcomb,

Messrs. Langley,
Lanning,
Nicholson,
Snapp,
Tincher,

Messrs. Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Boyd,
Crawford,
Casey,
Dore,
Eddy,
Gibson,

Messrs. Hampton,
Hunter,
Jackson,
Little,
McNulta,
Pierce,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Woodard.

So the first part of the amendment, section 5, was not adopted.

The question being on the adoption of the last part of the amendment, being section 6,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas17
Nays16

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Edsall,
Hampton,
Harlan,
Hunter,

Messrs. Langley,
Lanning,
Little,
Nicholson,
Richardson,
Snapp,

Messrs. Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Beveridge,
Boyd,
Crawford,
Casey,
Dore,
Eddy,

Messrs. Gibson,
Holcomb,
Jackson,
Pierce,
Senter,

Messrs. Solomon,
Starne,
Strevell,
Washburn,
Woodard.

So the amendment was adopted.

Mr. Alexander offered the following amendment:

"Section 6. That no person, corporation, firm or association engaged in a banking business, nor any individual, shall be permitted to collect interest in advance, on money loaned, nor until the end of one year from the date of the loan, or until the expiration of the time for which the loan is made. Any person violating the provisions of this section shall, on conviction, forfeit and pay a fine of not less than five hundred nor more than one thousand dollars."

Mr. Eddy offered the following amendment to the amendment:

Amend the amendment by striking out "one year," and insert "six months."

Which amendment was accepted by Mr. Alexander.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

In the passage of which I am instructed to ask the concurrence of the Senate.

**The question being upon laying the amendment on the table,
And the yeas and nays being demanded,**

Those voting in the affirmative are,

**Messrs. Voris,
Woodard.**

Those voting in the negative are,

**Messrs. Starne,
Strevell.
Tincher,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson.**

Mr. Crawford moved to recommit the bill and amendments to the committee on banks and banking.

The question being on recommitting the bill,
And the yeas and nays being demanded,

Those voting in the affirmative are,

**Messrs. Little,
Voris,
Washburn,
Woodard.**

Those voting in the negative are,

**Messrs. [Solomon,
Strevell.
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson.**

So the Senate refused to recommit the bill.

The question being upon the adoption of Mr. Alexander's amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows:

Years.....	14
Days.....	19

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Boyd,
Casey,
Dore,

Messrs. Eddy,
Flagg,
Hunter,
Little,
Snapp,

Messrs. Underwood,
Vaughn,
Voris,
Woodard.

Those voting in the negative are,

Messrs. Beveridge,
Crawford,
Edsall,
Gibson,
Hampton,
Holcomb,
Langley,

Messrs. Lanning,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Strevell,
Tincher,
Washburn,
Whiting,
Wilkinson.

So the amendment was not adopted.

Mr. Dore offered the following amendment :

“Section 6. The provisions of this act shall not be in force and go into operation until the same has been submitted to a vote of the people of the State at a general election, and have been approved by a majority of all the votes polled at such election.”

Pending the consideration of amendment, at 12:38 P. M..

On motion of Mr. Casey,
The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The question being on the adoption of Mr. Dore's amendment,
which was pending at the time of the adjournment,
And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 12
Nays..... 25

Messrs. Casey and Little voted in the affirmative.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Boyd,
Dore,
Eddy,
Flagg,
Gibson,
Hampton,

Messrs. Holcomb,
Langley,
Lanning,
Nicholson,
Pierce,
Reddick,
Senter,
Starne,

Messrs. Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Woodard.

So the amendment was not adopted.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President : I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, viz :

Senate bill, No. 88, for "An act appropriating money to pay deficiencies of appropriation for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said Hospital, to make repairs and improvements, to procure new boiler, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library."

Mr. Washburn offered amendment to Senate bill No. 131.

On motion of Mr. Langley,
Senate bill No. 131, and amendments, were
Referred to the committee on finance.

Mr. Flagg, from the committee on education, to which was referred Senate bill, No. 37, for "An act to establish and maintain a system of free schools," reported the same back by substitute, and recommended that the substitute be laid on the table and 2,000 copies printed.

The report of the committee was concurred in, and the substitute
Laid on the table and ordered printed.

Mr. Flagg, from the committee on education, to which was referred Senate bill, No. 156, for "An act to carry into effect the provisions of section three (3) of article eight (8) of the constitution," and other papers and petitions referred to that committee, reported the same back and recommended they lie on the table.

The report of the committee was concurred in, and the bill and papers
Laid on the table.

The President then announced the special order, being the consideration of

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates."

Mr. Underwood offered the following amendment; which was adopted:

Amend by adding to section 2—"All justices of the peace, police magistrates and constables in this State shall, within twenty days after this act takes effect, execute office bonds, conditioned as now required by law, in addition to the bonds heretofore executed by them, as such officers, in a like penal sum, and with like security, to be approved and filed as their office bonds. And a failure of any justice of the peace, police magistrate, or constable, to execute such bond within twenty days after this act takes effect, as aforesaid, shall be deemed a resignation of his office."

Mr. Bangs offered the following amendment:

Add section 3—"That appeals may in all cases be taken from the judgment of justices of the peace and police magistrates, to the circuit court of the proper county, by either party, without filing appeal bond."

Mr. Lanning offered the following amendment; which was accepted by Mr. Bangs:

Mr. Casey moved to close the debate on the amendment. And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 19
Nays 17

**Messrs. Vaughn,
Voria,
Washburn,
Whiting,
Wilkinson,
Williams.**

**Messrs. Richardson,
Snapp,
Tincher,
Underwood,
Woodard.**

The question being on the adoption of Mr. Bangs' amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows:

Years	29
Nays	6

**Messrs. Richardson,
Snapp.**

**Messrs. Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.**

Mr. Langley offered the following amendment:

Amend Senate bill No. 216 by striking out all after the word "to," in 8th line, and insert as follows: "Five hundred dollars in all cases of attachment and replevin, and in all cases where special bail may be required by law: *Provided*, that previous to the trial of any such cause, either party may apply to the clerk of the circuit court of the county wherein the proceedings are had, for and obtain a writ of *certiorari*, to the justice of the peace before whom such suit was commenced, which writ when issued shall operate to stay all further proceedings before such justice of the peace; and the said justice shall

immediately upon being served with such writ, make out and forward to said clerk a transcript of the proceedings in said cause, had before him, which shall be filed in the clerk's office, and the cause shall be docketed by the clerk as in other cases, and shall stand for trial the same as if originally commenced in the circuit court, without prejudice to either party."

On motion of Mr. Tincher,
The main question was ordered.
The question being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 6
Nays..... 30

Those voting in the affirmative are,

**Messrs. Bangs,
Boyd,**

**Messrs. Eddy,
Gibson,**

**Messrs. Langley,
Snapp.**

Those voting in the negative are,

**Messrs. Beveridge,
Crawford,
Casey,
Dore,
Edsall,
Flagg,
Hampton,
Holcomb,
Hunter,
Jackson.**

**Messrs. Lanning,
Little,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starne,**

**Messrs. Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.**

So the amendment was not adopted.

The bill, as amended, was then ordered to a third reading, and 250 copies ordered printed.

The rules were suspended, and

Mr. Flagg offered the following resolution:

***Resolved*, That the Senate do now proceed to the consideration of bills on third reading, and that each Senator, as his name is called, be allowed to call up one bill and have it put upon its passage.**

By unanimous consent,

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 246, for "An act to fix the salaries of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

By unanimous consent,

Mr. Bangs, from the committee on fees and salaries, to which was referred Senate bill, No. 248, for "An act to regulate the executive department, and fix the number of clerks and employees therein, and to fix their compensation," reported the same back by substitute, and recommended its adoption.

The report of the committee was not concurred in, and the substitute was lost, and the original bill

Ordered to a second reading.

Mr. McNulta, from the committee on corporations, to which was referred Senate bill, No. 155, for "An act to encourage colleges and other seminaries of learning," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. McNulta, from the committee on corporations, to which was referred Senate bill, No. 207, for "An act to authorize the formation of associations for the improvement of the water power of Fox river and other rivers and streams in this State," reported the same back, with the following amendments:

Amend section 1, by striking out the words "Fox river" in the sixth line.

Amend by striking out section eleven.

Strike out the word "an" in next to last line, of section 9, and insert "navigation and sanitary condition of."

The report of the committee was concurred in, and the bill

Ordered to a second reading, and 250 copies ordered printed.

Mr. Snapp, by unanimous consent, called up

Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make an appropriation to pay expenses thereof,"

The bill having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 29
Nays 4

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Casey,
Eddy,
Flagg,
Gibson,
Hampton,
Holcomb,

Messrs. Kerr,
Langley,
Lanning,
Little,
McNulta,
Nicholson,
Pierce,
Reddick,
Senter,
Snapp,

Messrs. Solomon,
Starne,
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Dore,
Harlan,

Mr. Jackson,

Mr. Washburn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Eddy,

By common consent,

Senate bill, No. 230, for "An act to enable towns and cities to acquire and maintain public parks and drives,"

Was taken up, read at large a second time, and

Ordered engrossed for a third reading.

Senate bill, No. 257, for "An act to enable counties, townships, cities and towns to sell and transfer stock held by them in any incorporated company,"

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for a third reading.

At 5:48 o'clock P. M.,
On motion of Mr. Dore,
The Senate adjourned.

WEDNESDAY, APRIL 5, 1871.

The Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Keller.

The journal of yesterday was being read, when,
On motion of Mr. Flagg,
The further reading of the same was dispensed with.

Mr. Bishop offered the following protest against the passage of Senate bill, No. 186:

The undersigned, democratic members of the Senate of Illinois, respectfully beg leave to enter their protest against the passage of Senate bill, No. 186, entitled "a bill for an act to provide for the management of the Illinois State Penitentiary at Joliet," and to have their reasons therefor, herewith submitted, entered upon the journal of the Senate. In doing so, to make our reasons for protesting more plainly understood, we desire to call attention to the following facts relating to the past management of the penitentiary.

Under what is known as the lease system, the penitentiary cost this State for the ten years from 1857 to 1867, *including the cost of building* the magnificent penitentiary at Joliet, the net sum of \$1,033,343 00. As that building, at the time it was turned over to the State in 1867, was estimated to be worth more than that amount of money, the actual ordinary running expenses to the State amounted to nothing.

The cost of running it by the State for the three years and five months following, from July 1, 1867 to December 1, 1870, after deducting all assets and credits on hand, amounted to the net sum of \$918,405.

If continued at the same rate of expense for the balance of the ten years, from 1867 to 1877, it will cost the State, for ordinary running expenses, about \$275,000 a year, or \$2,750,000. The first system we have demonstrated by our own experience to be a complete and perfect success, the other a costly, stupendous, and demoralizing failure.

There have been two propositions made to this General Assembly to take the penitentiary and manage it almost free of expense to the State, either one of which could, in our judgment, have been so modified and accepted as to have proven satisfactory. Both of these propositions were rejected, and in their stead this bill is presented, as

being a better plan than those, and also as being a change from the present system, which all profess must be abandoned. All concede that either the present system of State manufacture is a failure, or that the men who have been charged with its administration have been corrupt, or incompetent. All concede that its longer continuance under the same officers is incompatible with the interests of the State, and that it must be changed in one or both particulars.

It is claimed by the advocates of this bill that it will work the desired change, and under its operation there can be none of the follies, extravagances and peculations that have disgraced the past. We deny that this is true. We assert that this bill is but a cunningly devised scheme ostensibly and professedly to change and abolish, but in reality adapted and intended to perpetuate and fasten upon us the present system and the present officers, beyond the hope of remedy. To prove both the fact of this assertion and the justice of this inference, let the present bill and the act of 1867 (the conceded origin of all these evils) be compared. This bill is nearly a literal copy of the act of 1867.

All the provisions for officers, management, salaries, etc., are identical, with only these two exceptions, which comprise the whole difference between the two bills.

1. The commissioners, after the terms of the present incumbents expire, are to be appointed by the Governor, instead of elected, and may be removed by him at discretion instead of for cause.

2. The labor may be leased for eight instead of two years.

The first remedy amounts to nothing. The Governor will not exercise even a discretionary power, without cause, and should not. Being required, by this bill, to report the cause of his removals to the General Assembly, he will not remove except for cause, which, in effect, leaves the matter just as it is now.

The same section of the bill provides that the commissioners "now in office shall continue to hold such offices during the terms for which they were respectively elected, unless sooner removed by the Governor. The effect of this section, therefore, is, that unless the Governor finds some cause for the removal of the present commissioners, the present management will be continued; and doubts have been expressed upon this floor, by the friends of this bill, whether this power of removing the present commissioners can be conferred upon the Governor. And upon this point we do not wish to be understood to say that we have any evidence of corruption or incapacity, in the present incumbents, further than the fact that they have failed to make the prison a success; and this bill proposes to continue them and the system they have failed to successfully administer.

But the advocates of this bill contend that the fault is not with the officers, but with the system, and that this bill changes it from the system of State manufactures, to a leasing of the labor of the State; that the simple changing of the time for which labor can be leased from two years to eight years, will effect this wondrous reformation, will cut off all useless expenses, save two or three hundred thousand dollars a year, and make the penitentiary a self-sustaining institution. We deny that such will be the result of such a provision, and assert that a few moments' reflection will convince anybody that it is absurd to

think so. To show that this is all the change proposed, we here give sections 22 and 23 of the act of 1867, and sections 25 and 26 of the present bill :

“Sec. 22. (Act of 1867.) It shall be the duty of the said commissioners, forthwith, after taking possession of said penitentiary, to advertise for sealed bids, or proposals, for the hire of the labor of the convicts in said penitentiary, in such numbers and for such period as they may think advisable, not exceeding *two* years, and such advertisement to be published at least thirty days in two daily papers published in the city of Chicago, two daily papers published in the city of Springfield, and two daily papers published in the city of St. Louis, specifying the number to be employed ; and at the expiration of said term of thirty days, said commissioners may open said bids and enter into contracts for working the convicts, upon such branches of business as in their judgment will best subserve the interest of the State and tend to promote the welfare of the convicts. All contracts for working convicts shall be given to the highest bidder, if the price bid shall be a fair and reasonable compensation for the labor of the convicts. Each bid shall be accompanied by a bond, with good and sufficient sureties, in such sums as the commissioners shall determine, conditioned that in case the bid is accepted by the commissioners, the persons making the same will execute a bond, with good sureties, as aforesaid, conditioned for the faithful performance of such contract on their part ; and no bid or proposals shall be received unless such bond shall accompany the same.”

“Sec. 23. If the bids made should be less than a fair and reasonable compensation for the labor thus bid for, the commissioners may, at their discretion, decline to contract at the rates offered, and shall immediately thereafter proceed again to advertise for a new letting, as before ; and shall continue to advertise the letting of contracts until the same shall be successful. And, in the meantime, all convicts not contracted for according to the provisions of this section, shall be hired or otherwise employed by the commissioners and warden, in such manner as they may deem most conducive to the interests of the State. Such employment shall be regarded as temporary, to terminate at any public letting.”

“Sec. 25. (Act of 1870.) It shall be the duty of said commissioners to advertise for sealed bids or proposals for the hire of the labor of the convicts in said penitentiary, in such numbers and for such periods as they may deem advisable, not exceeding eight years ; such advertisements to be published at least thirty days in one daily paper published in the city of Chicago, one daily paper published in the city of St. Louis, and one daily paper published in the city of Springfield—specify the number of convicts to be employed ; and at the expiration of said term of thirty days, said commissioners may open said bids and enter into contracts for working the convicts, upon such branches of business as, in their judgment, will best subserve the interest of the State and tend to promote the welfare of the convicts. All contracts for the labor of convicts shall be given to the highest bidder, if the price bid be a fair and reasonable compensation for such labor. Each bid shall be accompanied by a bond, with good and sufficient sur-

eties, in such sums as the commissioners shall determine, conditioned that in case the bid is accepted by the commissioners, the persons making the same will execute a bond, with good sureties, as aforesaid, conditioned for the faithful performance of such contract on their part; and no bid or proposal shall be received unless such bond shall accompany the same."

"Sec. 26. If the bids made should be less than a fair and reasonable compensation for the labor thus bid for, the commissioners may, at their discretion, decline to contract at the rates offered, and shall immediately thereafter proceed again to advertise the letting of contracts until the same shall be successful; and, in the meantime, all convicts whose labor is not contracted according to the provisions of this section, shall be hired or otherwise employed by the commissioners and warden, in such manner as they shall think most conducive to the interests of the State. Such employment shall be regarded as temporary, to terminate at any public letting: *Provided*, the commissioners shall not be required to advertise or hire out the labor of such convicts as may be employed in labor for the State."

These are all the provisions relative to the change. All the sections are identical. The same results will follow from the same causes. The same failures, losses and resulting bankruptcy will ensue, for these reasons:

1. There is no evidence that this labor can be profitably leased, or leased at all. Under the act of 1867, the scheme was a failure. The result is given in Gov. Oglesby's message to the session of 1869, page 20. He says: "You will discover, gentlemen, by an examination of this act, that it provides for two systems: one to hire out the labor of the convicts, and one to employ it by the State. *The first, after a fair and somewhat expensive test, twice tried, failed.* The latter was the only resort of the commissioners." And such, in our judgment, will again be the result of the commissioners under this bill.

2. The reason assigned for the failure—that the time was too short, and that eight years will make a success, when two years failed—is without foundation. If a contractor has located at the penitentiary for two years, and is in successful operation, he can always obtain a renewal of his lease of labor by over-bidding outside competitors who have all their arrangements to make.

3. At the prices expected, the scheme will not pay. The commissioners have reported to this Assembly that the entire cost of maintaining a convict is 60 cents a day. Sixty cents for 1350 convicts, for 365 days, is \$295,650. They estimate that 85 per cent of the convicts can be profitably employed, and claim they can lease them at 75 cents per day. Eighty-five per cent., or 1150 men at 75 cents a day, for 300 days, is \$258,750—an annual deficit of nearly \$40,000, on the labor account alone, on their most favorable showing. Add to this the salaries of commissioners, warden, etc., \$7,300, the expense at discharging, and other incidentals, and it will be seen that this scheme proposes, on the face of it, to cost the State over \$50,000 a year. But these estimates of receipts are extravagant. In 1867, they leased what labor was leased, at 50 cents a day; and it is a very liberal calculation to say that they can keep 1000 of these convicts leased steadily. One

thousand men for 300 days, at 50 cents a day, is \$150,000 ; which, taken from the expense (\$295,000), leaves a clear annual deficit of \$145,650 on the labor account alone, which will be greatly increased by the incidental expenses above mentioned. This estimate, which is better than was done in 1867—which is better, in our judgment, than will be done under this bill—will be a sufficient failure to force the commissioners again, as in 1867, to resort to the system of State manufactures, from which we are now struggling to escape.

The present commissioners protest against the plan, and say : “We do not think it a practicable manner of leasing labor, to require, by law, that sealed bids or proposals should be advertised for, from time to time, until the labor is all disposed of. We think that it should be required, by law, that the fact of our having labor to lease should be made thoroughly known, and the details of the matter left to the prison authorities to arrange in their own way.” And yet, by this bill, it is proposed to require these men to execute a system which they themselves declare is not practicable, and which every argument demonstrates to be impracticable. Further evidence of the probable failure of this plan—if further evidence is necessary—is to be found in the fact that a bill supplemental to this bill (Senate bill No. 231) has been introduced, appropriating \$150,000 for carrying on the penitentiary. Also, a bill (Senate bill No. 245) has been introduced providing for a commission to investigate the affairs of the penitentiary, and ascertain the cause of the failure. Common prudence would suggest the propriety of waiting for the report of that commission, before binding the State irrevocably to this plan of administration.

For these reasons we protest against the passage of this bill, and declare that, in our judgment, it is only a scheme to fasten upon the State the past system ; that by authorizing a leasing for eight years it will result in making one or two small and unprofitable contracts, but which will bind the State to the system by the inviolability of a contract ; that, as we said at the beginning, while it seemingly promises relief and a change, in response to the demands of an overtaxed and outraged people, it is in fact a delusion and a snare, calculated to bind us inextricably to the present extravagant and outrageous system of prison management.

We have expressed our views thus lengthily for two reasons :

1. The bill, although one of the most important measures of the session, was passed under the whip and spur of the previous question, without opportunity for discussion or objection ; passed by a dominant and determined majority, without one single reason, explanation or justification, though Senators had prepared for and given notice of their intention to discuss the bill. Against all such legislation, we protest.

2. We do not feel called upon to pronounce upon the motives influencing those who pressed the bill to its passage : still less do we desire to charge upon all who voted for it that they were actuated by partisan prejudices ; but it is a fact that this system was inaugurated by a Republican Legislature, avowedly to keep the penitentiary out of Democratic control, by whom it had been cheaply and efficiently managed for years. It is a fact that the act of 1867 was passed by Republican

votes, against the protest of the Democratic members of that Senate. It is a fact that all the headlong legislation, unaccounted appropriations, disastrous failures, and resulting bankruptcy of that institution, were the work of that party. Only three Democrats voted for it, and they did so, as we are informed, because, in their judgement, it was the least (as compared with the old bill) of two evils.

We desire to place ourselves upon the record, as against it all; against the system in its origin, administration and continuance—as a fraud upon the people of this State, grievous in its burdens, corrupting in its tendency; a notorious and inevitable failure. From these facts, we leave it to the people of this State to draw their own inferences. What motives, partisan or otherwise, have procured the passage of this bill, to the exclusion of other and more advantageous propositions, we leave to them to judge, and to apply the fitting remedy.

R. N. BISHOP,	J. M. BUSH,
SAM'L K. CASEY,	JAS. M. EPLER.
S. K. GIBSON,	ED. HARLAN,
TH'S A. E. HOLCOMB,	JOHN JACKSON,
JOHN LANDRIGAN,	J. H. RICHARDSON,
ALEXANDER STARNE,	WM. SHEPHARD,
LEWIS SOLOMAN,	JAS. M. WASHBURN.
J. C. WILLIAMS,	

Mr. Flagg moved that the rules be suspended for the purpose of taking up his resolution offered yesterday; which motion was lost.

Mr. Snapp moved that the rules be suspended for the purpose of taking up Senate bill No. 231; which motion was lost.

Mr. Pearce, from the committee on state charitable institutions, to which was referred Senate bill, No. 55, for "An act to establish the Illinois Hospital for Inebriates," reported the same back with the following amendments, and recommend their adoption.

The report of the committee was concurred in, and the bill
Ordered to a second reading, and to be printed.

Your committee, to which was referred Senate bill, No. 55, for "An act to establish the Illinois Hospital for Inebriates," having had the same under consideration, would report the same back with the following amendments:

Amend section 2 by striking out after the word "meet" in the 20th line, to the word "at" in the 22d line.

Amend section 3, by striking out all after the word "institutions" in the 16th line, and insert "said trustees shall not receive any compensation for their services, but shall receive their necessary traveling and other expenses in going to, attending upon and returning from the meetings of the board, and in the performance of their official duties."

Amend section 5, by adding after the word "concerns" in the 17th line, the following, "and shall have power to fix the rates of charge for inebriates, received not as poor persons, and to establish all needful rules and regulations for the government of said institution."

Amend section 6, by striking out all after the word "subscribe," in the 4th line, and insert "the oath of office presented by this constitution."

Strike out the whole of section 7.

Amend, by changing the number of section 8, making it section 7.

Strike out sec. 9 (changing the number to sec. 8), and insert the following: "When any person shall be found, by a jury, in any court of record, under the laws of this State, to be so impaired in mind, by the use of intoxicating liquors, as to be unfit to manage or control his property, the court may, in its discretion, commit such person to the said institution, for a term not exceeding one year; and the time of confinement of such person in said institution shall not exceed one year, without a special order of said court (which may be made for good cause shown), or without the consent of the party confined. The clerk of said court shall furnish the superintendent of such institution with a certified copy of the record, the same as in insane cases; and poor and destitute persons, committed by the order of any court, shall be conveyed to said institution by the sheriff, and at the expense of the proper county."

Amend section 10, by changing the number to sec. 9, and by striking out all after the word "voluntarily," in the 4th line, to the word "revise," in the 8th line, and insert: "or by commitment thereto by the order of any court, as aforesaid."

Amend sec. 11, by changing the number to sec. 10, and striking out all after the word "hospital," in the 8th line, to the word "or," in the 12th line, and insert: "all such inebriates as may escape therefrom, during the time for which they shall have been committed, as hereinbefore provided." Also, by striking out the word "law," in the 13th line, and insert "rule or regulation."

Amend, by striking out all of sec. 12, changing the number to sec. 11, and insert, "No person shall, directly or indirectly, sell or give away to or intentionally place within the reach of any patient, confined in or belonging to said institution, any strong or spirituous liquors, nor any wine, cider, malt, fermented or mixed liquors, nor any opium or tobacco."

Amend, by striking out all of sec. 13, changing the number to sec. 12, and insert, "Every person, violating the foregoing section, shall be deemed guilty of a misdemeanor, and, on conviction, shall, for the first offense, be fined in a sum not exceeding twenty-five dollars, or be confined in the county jail for a term not exceeding thirty days, or both, at the discretion of the court; and shall be committed to the county jail until such fine and the costs of prosecuting, including an attorney fee of dollars, are fully paid; and for each subsequent offense shall be fined in a sum not exceeding fifty dollars, and be confined in the county jail for a term not exceeding sixty days, or both, at the discretion of the court, and shall be committed to the county jail till such fine and the costs of prosecution, including an attorney's fee of dollars, are fully paid; or the penalties or fines imposed under this act may be sued for, and recovered, before any court of competent jurisdiction, in any action of debt, in the name of "The Trustees of the Illinois Hospital for Inebriates," and for the use of said institution.

And all fines or penalties, collected for violations of the provisions of this act, shall be paid into the treasury of said institution."

Amend, by striking out section 14.

Amend section 15, (changing the number to section 13,) by striking out the word "thereafter," in the 6th line, and by inserting the word "county," after the word "such," in the 11th line.

Amend section 16, (changing the number to section 14,) by striking out the words "of section fifteen," in the 9th line.

Change the number of section 17 to 15.

Mr. Boyd, from the committee on judiciary, to which was referred House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust for the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 163, for "An act to repeal an act in relation to a portion of the submerged lands and Lake Park grounds lying on and adjacent to the shore of Lake Michigan, on the eastern frontage of the city of Chicago," reported the same back, and recommended that it be indefinitely postponed.

The report of the committee was concurred in, and the bill
Ordered to be indefinitely postponed.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 104, for "An act to restrain groceries and to regulate the sale of intoxicating drinks," reported the same back, and recommended that it be referred to the committee on domestic relations.

The report of the committee was concurred in, and the bill
Referred to the committee on domestic relations.

On motion of Mr. Alexander,
Leave of absence was granted Mr. Swan, First Assistant Secretary, for this week.

Mr. Edsall, from the committee on municipalities, to which was referred a petition concerning West Side Park bills, of Chicago, reported the same back and recommended that it lie on the table.

The report of the committee was concurred in, and the petition
Laid on the table.

Mr. Whiting introduced

Senate bill, No. 260, for "An act to provide for tract index to county records, and to insure correctness in the same."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Beveridge moved to suspend the rules to introduce a bill; which was lost.

Senate bill, No. 158, for "An act relating to parent and child,"
Having been printed, was read at large a third time.
And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 35
Nays 3

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Casey,
Dore,
Eddy,
Edsall,
Flagg,
Gibson,
Hampton,
Holcomb,

Messrs. Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Snapp,
Solomon,
Strevell,
Tincher,
Underwood,
Vaughn,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Mr. Bishop,

Mr. Boyd,

Mr. Harlan.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Underwood entered a motion to reconsider the vote whereby Senate bill No. 230 was ordered to a third reading.

Senate bill, No. 231, for "An act to make appropriations for maintaining and carrying on the penitentiary at Joliet, and supplemental to an act entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet',"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 29
Nays 9

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Crawford,
Eddy,
Edsall,
Flagg,
Hampton,
Hunter,

Messrs. Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Snapp,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Casey,
Gibson,
Harlan,

Messrs. Holcomb,
Landrigan,
Richardson,

Messrs. Solomon,
Washburn,
Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 187, for "An act to repeal an act to vacate the town plat of the town of Cummington, in Macoupin county, Illinois,"

Having been printed, was read at large a third time.
And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....35
Nays..... 6

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Bishop,
Boyd,
Donahue,
Eddy,
Flagg,
Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,

Messrs. Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Reddick,
Richardson,
Senter,

Messrs. Snapp,
Solomon,
Starne,
Strevell,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Edsall,

Messrs. Little,
Pierce,

Messrs. Tincher,
Underwood.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

At 10 o'clock A. M. the President announced the special order, being the consideration of

House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upwards."

Mr. Boyd moved to postpone the special order until bills on third reading should be disposed of.

The question being upon postponing the special order,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 17
Nays..... 22

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Eddy,

Messrs. Flagg,
Hampton,
Jewett,
Kerr,
Langley,
Little,

Messrs. Marsh,
Pierce,
Snapp,
Vaughn,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Edsall,
Gibson,
Harlan,
Holcomb,
Hunter,
Jackson,
Landrigan,

Messrs. Lanning,
Nicholson,
Reddick,
Richardson,
Senter,
Solomon,
Starne,

Messrs. Strevell,
Tincher,
Underwood,
Voris,
Washburn,
Whiting,
Williams.

So the Senate refused to postpone the special order.

Mr. Kerr offered the following amendment to House bill No. 6:

Strike out all after section 1, and insert—

“Section 2. The provisions of this act shall not apply to any township that shall contain any city or incorporated town, or incorporated town or village.”

Mr. Bangs moved to recommit the bill and amendment to the committee on elections.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit :

Senate bill, No. 137, for “An act incorporating the Illinois Institution for the Education of Feeble-minded Children.”

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the following message and accompanying documents :

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., *April 5, 1871.*

HON. JOHN DOUGHERTY, *President of the Senate :*

I have the honor to transmit, herewith, to be laid before the Senate, a supplemental report of the Trustees of the Southern Illinois Normal University.

It is proper to add, that the necessity of making the report which is set forth in the first paragraph, did not really exist, inasmuch as the report of the Trustees, for 1869, was laid before the Senate, January 24th, 1871. The report made to me by the Trustees, in response to a resolution of the House of Representatives, adopted January 30, 1871, was transmitted to that body on the 27th of March.

JOHN M. PALMER.

—
TO HIS EXCELLENCY JOHN M. PALMER,
Governor of Illinois:

We find, upon reading the report of the committee of the House of Representatives on public buildings and grounds, and conferring with the members thereof, that the first annual report of our Board, made to the executive in November, 1869, and a report made to him in response to resolutions adopted by the House of Representatives on the 30th day of January, 1871, offered by Mr. Dwight, of Marion county, have not been placed before the House. We therefore deem it just and proper that we furnish you with a brief synopsis of our acts, from the organization of our Board, and extracts from the act creating it and defining its duties, respectfully requesting that you lay it before the Senate and House of Representatives.

Section 2 of the “Act to establish and maintain the Southern Illinois Normal University,” approved — 9, 1869, provides that “the object of the said Southern Illinois Normal University shall be to qualify teachers for the common schools of this State, by imparting instruction in the art of teaching in all branches of study which pertain to a common school education; in the elements of the natural

sciences, including agricultural chemistry, animal and vegetable physiology; in the fundamental laws of the United States and the State of Illinois, in regard to the rights and duties of citizens, and such other studies as the Board of Education may, from time to time, prescribe."

Section 5 provides that "the said Trustees shall hold their first meeting at Centralia, within one month after the passage of this act, at which meeting they shall elect one of their body as president and another as secretary, and cause a regular record to be made and kept of all their proceedings. The said Board shall also, whenever his services shall be required, appoint a treasurer (not a member of the Board), who shall give bonds to the people of the State of Illinois in double the amount of the largest sum likely to come into his hands, (the penalty to be fixed by the Board), conditioned for the faithful discharge of his duties as treasurer, with two or more securities. The treasurer may also be required to execute bonds from time to time, as the Board may decide."

Section 10 provides that "the Trustees shall, as soon as practicable, advertise for proposals from localities desiring to secure the location of said normal university, and shall receive, for not less than three months from the date of the first advertisement, proposals from points situated as hereinafter mentioned, to donate lands, buildings, bonds, moneys, or other valuable consideration, to the State, in aid of the foundation and support of said university; and shall, at a time previously fixed by advertisement, open and examine such proposals, and locate the institution at such point as shall, all things considered, offer the most advantageous conditions. The land shall be selected south of the railroad (or within six miles north of said road) passing from St. Louis to Terre Haute, with a view of obtaining a good supply of water and other conveniences, for the use of the institution."

Section 11 provides that, "upon the selection and securing of the land, aforesaid, the Trustees shall proceed to contract for the erection of buildings in which to furnish educational facilities for such number of students as hereinafter provided for, together with the out-houses required for use; also, for the improvement of the land, so as to make it available for the uses of the institution. The buildings shall not be more than two stories in height, and be constructed upon the most approved plan for use; shall front to the east, and shall be of sufficient capacity to accommodate not exceeding three hundred students, and the officers and necessary attendants. The outside walls to be of hewn stone, or brick, partition walls of brick, roofs of slate, and the whole buildings made fire-proof, and so constructed as to be warmed in the most healthy and economical manner, with ample ventilation in all its parts. The out-houses shall be so placed as to avoid all danger to the main buildings from fire originating in any one of them. The Board shall appoint an honest, competent superintendent of the buildings and improvements, aforesaid, whose duty it shall be to be always present during the progress of the work, and see that every stone, brick and piece of timber used is sound and properly placed, and whose right it shall be to require contractors and their employees to conform to his directions in executing their contracts: *Provided, however*, that said Board of Trustees may appoint any one of their number such super-

intendent: *And, provided, further*, that the buildings, aforesaid, may be erected, and improvements made, under the direction of the Board and its superintendent, without letting the same to contractors."

Section 12 provides that, "the said Board of Trustees shall appoint an instructor and instructresses, together with such other officers as may be required for the said normal university; fix their respective salaries, and prescribe their several duties. They shall also have power to remove any of them for proper cause, after having given ten days' notice of any charge which may be duly presented, and reasonable opportunity of defense allowed. They shall also prescribe the text books, apparatus and furniture to be used in the university, and provide the same, and shall make all regulations necessary for its management."

Section 13 provides that, "all the counties shall be entitled to gratuitous instruction for two pupils for each county, in said normal university, and each representative district shall be entitled to gratuitous instruction for a number of pupils equal to the number of representatives in said district, to be chosen in the following manner," etc.

Section 14 provides that, "to enable the Board of Trustees to erect the building and make the improvements preparatory to the reception of pupils in said institution, and to supply the necessary furniture for the same, the sum of seventy-five thousand dollars is hereby appropriated, out of the State Treasury, payable on the order of said Board, as required for use, in sums not exceeding ten thousand dollars per month—the first payment to be made on the first day of June next, and subsequent payments monthly thereafter; but each successive order for subsequent payments shall be accompanied by an account, sustained by vouchers, showing, to the satisfaction of the Auditor, the expenditures of the previous payment."

In compliance with section 5, the Board met at Centralia, on the 29th of April, 1869, and elected a president and secretary, and advertised for bids for location, as provided in section 10. A second meeting of the Board was held at Du Quoin, on the 14th of May, and a treasurer appointed and by-laws adopted, as provided in section 10. The Board being charged not only with the duty of placing and constructing the building, as provided in section 10, but with the further duty of selecting teachers, as provided in section 12, deemed it essential to the proper discharge of their duties that they visit similar institutions at other points, examine their buildings, and confer with able and experienced educational men, in order to avail themselves of the benefit of their experience in the arrangement and construction of normal school buildings and in the organization and management of normal schools. Consequently, at a meeting held at Springfield on the 2d of June, 1869, it was ordered that the Board proceed to visit the State Normal Schools in New York, and such other points as may be deemed necessary. In accordance with this action, and upon the recommendation of the Executive, the Board proceeded to Minnesota, Michigan, New York, New Jersey, Pennsylvania, and Ohio, where they met with many of the most eminent educational men of the country, and carefully examined the principal normal school buildings at the various points visited.

On the 31st of August, 1869, the Board met at Carbondale, and opened the sealed bids of the several points competing for the location, and then proceeded to visit each of the points, making a careful examination of the advantages claimed, and of the property offered in the bids. On the 31st of August, the Board met at Tamaroa, and located the institution at Carbondale, as provided in section 10.

After visiting and conferring with the principal architects in Chicago, St. Louis and Cincinnati, and receiving proposals from them to furnish plans and specifications for the building, the Board accepted the proposition of Thos. Walsh, of St. Louis, which was as follows:

820½ N. THIRD STREET, ST. LOUIS, Sept. 6, 1869.

GENTLEMEN:—I propose to make all the plans, elevations and sections for the normal school intended to be erected, also furnish you with all detail and working drawings, together with full and explicit specifications, for the sum of fifteen hundred dollars. I am particularly desirous of doing the work for you, and would therefore be much gratified by a decision in my favor, as I am satisfied my action in the matter will meet your approbation.

I am, gentlemen, your obedient servant,

THOMAS WALSH, *Architect*.

By an order of the Board, passed on the 16th of September, Mr. Walsh was instructed to furnish plans and specifications for a building of the capacity required, and in accordance with the general plan agreed upon, which should not cost over \$200,000. In determining the capacity of the building, the Board were guided by the provisions of the 11th and 13th sections of this act, and the views of the most enlightened normal school men which they could obtain. The plans and specifications being furnished and presented by the Board, accompanied by Mr. Walsh, to the Executive, received his approval, on condition that the building should not cost over \$200,000. At a meeting of the Board held at Carbondale, on the 6th of October, 1869, E. J. Palmer was chosen superintendent of the building, as provided in section 11. Some delay was encountered in the attempt to get up abstracts of titles to the lands and town lots donated, that would meet the approval of the Executive and Attorney General. It was found difficult, in consequence of the question raised as to the validity of titles, and the low estimate placed by the Executive (\$58,000) on the property donated, to contract for the erection of the building by advertisement or otherwise, for the assets at the disposal of the Board, without guaranteeing titles to same. On the 25th of November, 1869, the Board received the following proposition from James M. Campbell:

To the President and Trustees of the Southern Normal University:

I propose to you that I will build the house known as the normal university building, excluding all out-houses, boarding houses, and everything except the main building, herein mentioned, according to the plans and specifications as prepared by Mr. Thomas Walsh, and now shown me, taking as payment for the same the assets in the hands of yourselves as said Trustees, to-wit: The appropriation of the Legislature, amounting to \$75,000; the \$100,000 Carbondale city bonds; \$50,000 Jackson county bonds; also, the Illinois Central Railroad bid, \$25,000; the judgment against Tamaroa, \$1,280; also, the stone transportation, etc.; the lands and town lots subscribed to the normal university as part of the bid of the city of Carbondale; the Trustees of said university giving me a quit claim deed to the lands, and I take the risk on the title of the same.

[Signed,]

J. M. CAMPBELL

November 25th, 1869.

During the consideration of this proposition by the Board, being desirous of securing the approval of the Executive to any contract, the following telegram was sent to him:

CARBONDALE, *November 25, 1869.*

GOVERNOR JOHN M. PALMER, Springfield:

We can contract the normal building to highly responsible parties, for the assets in our hands, titles as they are, to be built according to the plans and specifications, with ample security for the performance of the contract. Will it meet your approval. Answer at once.

[Signed,]

E. BOWYER,
D. HURD,
THOS. W. HARRIS,
SAM'L E. FLANNIGAN.

To this dispatch the Board received the following answer:

SPRINGFIELD, *Nov. 25, 1869.*

Messrs. E. BOWYER, D. HURD, T. W. HARRIS AND S. E. FLANNIGAN:

The general proposition may be satisfactory; but, in my judgment, before any contract, the assets should be accurately defined, and their value understood.

[Signed,]

J. M. PALMER.

Upon a careful examination of the assets at the disposal of the Board, they proceeded to define them as accurately as possible, and to state their cash value as nearly as practicable, as follows:

CASH ESTIMATE OF ASSETS.

State Appropriation.....	\$65,000
Illinois Central Railroad transportation bid	25,000
Bonds of Carbondale (\$100,000 at 75 cents)	75,000
Stone for foundation.....	500
Southern Illinois College grounds and building	16,000
The Bush Grove lot.....	6,000
J. Dougherty's lots.....	400
All other lands.....	8,500
Jackson county bonds (not legalized—\$50,000).	10,000
Total.....	<u>\$291,400</u>

Upon the receipt of the Governor's dispatch, the proposition of Mr. Campbell was accepted, on condition that he would so modify it as to receive \$65,000 of the State appropriation instead of \$75,000, as stated in his proposition. To this Mr. Campbell assented, as follows:

I agree to the modification of bid to the extent that I receive \$65,000 of the appropriation of the Legislature, instead of \$75,000, as stated in my proposal.

[Signed,]

J. M. CAMPBELL.

Judge John H. Mulkey was employed by the Board to write the contract entered into with Mr. Campbell, which is as follows:

"This article of agreement, made and entered into this 26th of November, 1869, by and between the Southern Illinois Normal University, party of the first part, and J. M. Campbell, of the city of Carbondale, the county of Jackson, and State of Illinois, party of the second part, witnesseth: That the said party of the second part, for the consideration hereinafter mentioned, hereby promises and agrees to make, construct, build, finish and complete, at his own proper cost and charges, upon

such part or portion of the southwest quarter of the southeast quarter of section 21, in township 9 south, of range 1 west, in the city of Carbondale, county of Jackson, and State of Illinois, as may be selected and designated by the architect of the said party of the first part, on or before the first day of September, 1871, the structure, edifice and building to be hereinafter known, designated and called the Southern Illinois Normal University; the same to be made, built and constructed of good material, and all the work to be done in good, workmanlike manner, and in every respect according to the drawings, plans and specifications for said building, made, drawn, and furnished by Thomas Walsh, architect for the said party of the first part; which said drawings, plans and specifications, are hereby expressly made a part of the contract; and it is hereby expressly agreed and understood that in all cases wherever there is or shall be any conflict or discrepancy between the said drawings and written specifications with reference to the workmanship upon or material to be used in the construction of said building, or otherwise, the said written specifications shall contract that the work herein provided for is to be done under the direction, control and supervision of Elihu J. Palmer, superintendent, or his successor in office. The said party of the first part hereby agrees to pay the said party of the second part, for the furnishing, building and completing of the said Southern Illinois Normal University, as aforesaid, the sum of sixty-five thousand dollars, in cash, being a part of the appropriation made by the State of Illinois, at the last session of the legislature, for that purpose; and also give, transfer, assign and set over to the said party of the second part, as the residue of said consideration, all lands, bonds, notes or other evidences of indebtedness, donations and gifts heretofore given and transferred to the said party of the first part, for the purpose of securing the location of said Southern Illinois Normal University at the said city of Carbondale, together with twenty-five thousand dollars in transportation given and to be furnished by the Illinois Central Railroad Company, in the carriage and transportation of the material to be used in the construction of said university, as well, also, as a certain judgment secured, by the said party of the first part, against the "President and Trustees of the town of Tamaroa," at the November term, A. D. 1869, of the Perry county circuit court, for the sum of twelve hundred and eighty dollars; and the said party of the first part hereby agrees to make, on request, all necessary conveyances, assignments and transfers that may be necessary to fully invest the said party of the second part with the right, permission and enjoyment of all the consideration to be paid for said work, as aforesaid."

Signed by Southern Illinois Normal University:

By E. BOWYER, *President pro tem.*
J. M. CAMPBELL.

Witness:

SAMUEL E. FLANNIGAN.

To secure the execution of this contract, a bond was required and furnished, as follows:

"Known all men by these presents, that we, J. M. Campbell, John A. Logan, T. E. North, S. E. North, H. F. Campbell, James B. Richart,

E. S. Robertson, Jas. Prickett, Isaac Clements, J. M. Richart, A. J. Snyder, Chas. Burton, and others, below written, are held and firmly bound unto the Southern Illinois Normal University in the penal sum of two hundred and fifty thousand dollars, for the payment of which (well and truly to be made) we bind ourselves, our heirs, executors and administrators, jointly, severally and firmly, by these presents. Witness our hands and seals, this 26th of November, 1869.

“The conditions of the above obligation are such, that whereas the above named Jas. M. Campbell has this day entered into a written contract with the Southern Illinois Normal University, for the furnishing, building and completing, at his own proper costs and charges, in the city of Carbondale, Ill., on or before the 1st of September, 1871, a certain building, to be known as the Southern Illinois Normal University, according to certain drawings, plans and specifications, in said written contract referred to, at and for the consideration therein mentioned: now, if the said Jas. M. Campbell shall well and truly and faithfully perform, all and singular, his promises and undertakings in said written contract, according to its true intent and spirit, within the time therein provided, then this obligation to be void; otherwise to remain in force and effect.”

J. M. CAMPBELL,
JOHN A. LOGAN,
FRIEND J. CHAPMAN,
T. E. NORTH,
S. E. NORTH,
H. F. CAMPBELL,
JAS. B. RICHART.
E. S. ROBERTSON,
JAS. M. VRECHT,
ISAAC CLEMENTS,
J. M. RICHART,

A. T. SNYDER,
CHAS. BURTON,
WM. QUALLS,
W. G. HAEWOOD,
JOHN SNYDER,
L. M. WALKER,
W. A. SPILLER,
S. C. ATKINS,
JAS. BELAMY,
E. J. INGERSOLL,
A. J. SHEPHERD.

The subject of heating and ventilating is one to which the Board has devoted much time and thought, having examined a great number of plans for heating and ventilating at Chicago, St. Louis, Cincinnati, and at several eastern cities. At a meeting of the Board, held on the 16th of August, 1870, a committee was appointed, consisting of E. Bowyer and Thos. W. Harris, to confer with the Executive upon the the subject of heating and ventilating the building and paying for the same. At a meeting of the Board, held on the 31st of August, this committee reported as follows:

“We proceeded to Springfield and waited upon his excellency, and in the interview with him, he gave it as his opinion that the law did not authorize him to draw his warrant on the Auditor for the purpose of defraying the expense of heating the building. He further said to the committee that he had no plan for heating to recommend, but advised that the Board make diligent inquiry as to the best method, and adopt it, and rely upon the Legislature to make the necessary appropriation to pay for same.”

The Board finally adopted the plan of Geo. G. Thomas, of St. Louis, and accepted the following proposition from him;

To the Trustees of the Southern Illinois Normal University, Carbondale, Illinois:

GENTLEMEN:—I herewith submit the following propositions to heat your new normal school building, now being erected at Carbondale, Ill :

I will put in eight of my largest furnaces, sufficient to heat the entire building, and furnish all hot-air flues, and eight smoke flues, (to be twelve inches in diameter and made of number sixteen iron); also furnish all hot air registers and ventilators—all work to be done in good and workmanlike manner, and guaranteed to heat and ventilate the entire building to your satisfaction—for the sum of six thousand nine hundred and fifty dollars; two thousand dollars of said sum to be paid as the work of piping progresses, the remaining four thousand nine hundred and fifty dollars to be paid after the furnaces have been tested and proven satisfactory to the Board; and in case of failure to render satisfaction to the Board, to be removed at my own expense.

[Signed,]

GEO. G. THOMAS.

CARBONDALE, *Sept.* 27, 1870.

The Board, in compliance with a circular letter from the Executive, bearing date November 14, 1870, furnished him with these estimates for the amount of money required for the ensuing two years, as follows :

For out-buildings, fencing and improving grounds.....	\$10,000 00
Heating and ventilating	7,000 00
Furniture	15,000 00
To lien of the Jackson county subscription	50,000 00
Work done on building in excess of that contracted for	23,508 50
Work estimated to be done in excess of contract	22,000 00
For teachers.....	12,000 00
Incidental expenses.	5,000 00
Total.....	<u>\$144,508 50</u>

The itemized statement of the superintendent and foreman, for the extra work done and estimated yet to be done, in the foregoing statement, is as follows :

Excavating for and laying 300 feet large drain pipe.....	\$125
Band courses for three fronts stone, clear through wall.	5,000
Laying 59 yards of extra wall in foundation, at 16 per yard.....	2,932
Belt courses in same, forming sills	2,050
Coping and cornice on rear second story.....	6,000
Increased thickness of cut stone required in window and door trimmings	2,480
Stone lintels over inside doors in basement	125
Grouting and excavating to secure foundation	300
Difference between pressed and stock brick	2,500
Iron plates to columns.....	187
Changes in walls to suit heating and ventilating apparatus.....	1,500
Stone windows to rear.....	14,000
For contingent fund, for work yet unseen	8,000
Total.....	<u>\$45,508</u>

E. J. PALMER, *Superintendent.*

D. JOHNSON, *Foreman.*

The work on the building is being prosecuted rapidly and satisfactorily by Mr. Campbell, under the superintendence of E. J. Palmer.

All of which is respectfully submitted.

By order of the Board.

E. BOWYER, *President.*

D. HURD, *Secretary.*

On motion of Mr. Pierce,

The previous question was ordered on the motion to recommit.

The question being upon the motion to recommit,

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas 17
Nays 27

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Eddy,

Messrs. Edsall,
Flagg,
Hampton,
Jewett,
Kerr,
Little,

Messrs. Marsh,
Snapp,
Tincher,
Vaughn,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Casey,
Donahue,
Epler,
Gibson,
Harlan,
Holcomb,
Hunter,
Jackson,

Messrs. Landrigan,
Langley,
Lanning,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Starne,
Strevell,
Underwood,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

So the Senate refused to recommit the bill.

The question being on the adoption of Mr. Kerr's amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas 29
Nays 6

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Eddy,
Flagg,
Hampton,

Messrs. Jewett,
Kerr,
Little,
Marsh,
McNulta,

Messrs. Snapp,
Tincher,
Vaughn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Crawford,
Casey,
Donahue,
Edsall,
Epler,
Gibson,
Harlan,
Holcomb,

Messrs. Hunter,
Jackson,
Landrigan,
Langley,
Lanning,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Voris,
Washburn,
Wilkinson,
Williams.

So the amendment was not adopted.

Mr. Eddy offered the following amendment :

Strike out all after the word "in" in line 1, section 2, to word "who" in same line, and insert "incorporated cities, towns and villages of 5,000 inhabitants, and townships in which there are any such cities, towns or villages."

Mr. Langley offered the following amendment to the amendment :

Strike out the words, "five thousand."

The question being upon the adoption of the amendment to the amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....20
Nays.....23

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Dore,
Eddy,
Edsall,

Messrs. Flagg,
Hampton,
Jewett,
Kerr,
Langley,
Little,
McNulta,

Messrs. Senter,
Snapp,
Strevell,
Tincher,
Vaughn,
Whiting.

Those voting in the negative are,

Messrs. Bishop,
Crawford,
Casey,
Donahue,
Epler,
Gibson,
Harlan,
Holcomb,

Messrs. Hunter,
Jackson,
Landrigan,
Lanning,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Solomon,
Starne,
Underwood,
Voris,
Washburn,
Wilkinson,
Williams.

So the amendment to the amendment was not adopted.

Mr. Underwood offered the following amendment to the amendment; which was accepted by Mr. Eddy:

Insert after "townships," the words, "and election precincts."

Mr. Strevell offered the following amendment to the amendment: Strike out "5,000" and insert 2,000."

The question being upon the adoption of the amendment to the amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 20
Nays 22

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Eddy,
Edsall,
Flagg.

Messrs. Hampton,
Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,

Messrs. Senter,
Snapp,
Strevell,
Tincher,
Vaughn,
Whiting.

Those voting in the negative are,

Messrs. Bishop,
Casey,
Donahue,
Dore,
Epler,
Gibson,
Harlan,
Holcomb,

Messrs. Hunter,
Jackson,
Landrigan,
Lanning,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Solomon,
Starne,
Underwood,
Washburn,
Wilkinson,
Williams.

So the amendment to the amendment was not adopted.

Mr. Langley offered the following amendment to the amendment: Strike out "five" and insert, "three."

Mr. Washburn moved the previous question.

The question being upon ordering the main question,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 21
Nays. 22

Those voting in the affirmative are,

Messrs. Bishop, Casey, Dore, Epler, Gibson, Harlan, Holcomb,	Messrs. Hunter, Jackson, Landrigan, Lanning, Nicholson, Pierce, Reddick,	Messrs. Richardson, Senter, Solomon, Starne, Voris, Washburn, Williams.
--	--	---

Those voting in the negative are,

Messrs. Bangs, Beveridge, Boyd, Crawford, Donahue, Eddy, Edsall, Flagg,	Messrs. Hampton, Jewett, Kerr, Langley, Little, Marsh, McNulta,	Messrs. Snapp, Strevell, Tincher, Underwood, Vaughn, Whiting, Wilkinson
--	---	---

So the previous question was not ordered.

The question being on the adoption of Mr. Langley's amendment
to the amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 21
Nays. 23

Those voting in the affirmative are,

Messrs. Bangs, Beveridge, Boyd, Dore, Eddy, Edsall, Flagg,	Messrs. Hampton, Jewett, Kerr, Langley, Little, Marsh, McNulta,	Messrs. Senter, Snapp, Strevell, Tincher, Vaughn, Whiting, Woodard.
--	---	---

Those voting in the negative are,

Messrs. Bishop, Crawford, Casey, Donahue, Epler, Gibson, Harlan, Holcomb,	Messrs. Hunter, Jackson, Landrigan, Lanning, Nicholson, Pierce, Reddick, Richardson,	Messrs. Solomon, Starne, Underwood, Voris, Washburn, Wilkinson, Williams.
--	---	---

So the amendment to the amendment was not adopted.

Mr. Crawford offered the following amendment to the amendment:
Strike out "five" and insert "four."

The question being on the adoption of the amendment to the amend-
ment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 20
Nays 24

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Dore,
Eddy,
Flagg,

Messrs. Hampton,
Jewett,
Kerr,
Langley,
Little,
Marsh,
Senter,

Messrs. Snapp,
Strevell,
Tincher,
Vaughn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Casey,
Donahue,
Edsall,
Epler,
Gibson,
Harlan,
Holcomb,

Messrs. Hunter,
Jackson,
Landrigan,
Lanning,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Solomon,
Starne,
Underwood,
Voria,
Washburn,
Wilkinson,
Williams.

So the umendment to the amendment was not adopted.

On motion of Mr. Lanning,
The debate on the amendment was closed.

The question then being upon the adoption of the amendment, offered by Mr. Eddy,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 28
Nays 16

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Dore,
Eddy,
Edsall,
Flagg,
Hampton,

Messrs. Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Snapp,
Strevell,
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Casey,
Epler,
Gibson,
Harlan,
Holcomb,

Messrs. Hunter,
Jackson,
Landrigan,
Lanning,
Richardson,

Messrs. Solomon,
Starne,
Voria,
Washburn,
Williams.

So the amendment was adopted.

Mr. Flagg offered the following amendment:

“Provided, That when election judges or inspectors of election are appointed by the county authorities, only a majority shall belong to the dominant party in such county.”

Pending the consideration of Mr. Flagg's amendment,

At 12:34 o'clock P. M.,

On motion of Mr. Kerr,
The Senate adjourned.

TWO AND A HALF O'CLOCK P. M.

Senate met, pursuant to adjournment.

The question being on the adoption of Mr. Flagg's amendment, which was pending at the time of the adjournment,

By unanimous consent,
Mr. Flagg was allowed to amend his amendment, as follows :
Insert "in any voting precinct."

The question being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas 14
Nays 28

Those voting in the affirmative are,

Messrs. Bangs,	Messrs. Jewett,	Messrs. Strevell,
Beveridge,	Kerr,	Tincher,
Edsall,	Marsh,	Underwood,
Flagg,	McNulta,	Wilkinson.
Gibson,	Snapp,	

Those voting in the negative are,

Messrs. Alexander,	Messrs. Jackson,	Messrs. Senter,
Bishop,	Landrigan,	Solomon,
Crawford,	Langley,	Starne,
Casey,	Lanning,	Vaughn,
Dore,	Little,	Voris,
Eddy,	Nicholson,	Washburn,
Epler,	Pieroe,	Whiting,
Hampton,	Reddick,	Williams,
Harlan,	Richardson,	Woodard.
Holcomb,		

So the amendment was not adopted.

Mr. Bangs offered the following amendment ; which was adopted :
Amend by inserting after the word "city," in the second line of the second section, the words "town or village."

Mr. Harlan moved the previous question.

The question being upon ordering the previous question,
And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas 17
Nays 24

Those voting in the affirmative are,

Messrs. Bishop,	Messrs. Landrigan,	Messrs. Voris,
Casey,	Lanning,	Washburn,
Epler,	Reddick,	Whiting,
Gibson,	Richardson,	Wilkinson,
Harlan,	Solomon,	Williams,
Holcomb,	Starne,	

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Dore,
Eddy,
Edsall,
Flagg,

Messrs. Hampton,
Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Senter,
Snapp,
Strevel,
Tincher,
Underwood,
Vaughn,
Woodard.

So the previous question was not ordered.

Mr. Dore offered the following amendment; which was lost:

“Provided, the Board of Registry of any such city, township or election precinct, above mentioned, shall be elected and chosen in the manner provided for the election of judges of election in certain cases, in section 2 of an act approved Feb. 28, 1867; and said board shall be elected for the whole city, without regard to wards or districts.”

Mr. Flagg offered the following amendment; which was lost:

Amend section 3, line 17, by striking out “four” and inserting “two.”

Mr. Vaughn offered the following amendment; which was adopted:

Amend by striking out “city clerk,” in line 21, section 2, and insert “clerk of the city, corporation or town.”

Mr. Voris moved the previous question.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 25
Nays 16

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Bishop,
Casey,
Epler,
Gibson,
Harlan,
Holcomb,
Jackson,

Messrs. Landrigan,
Langley,
Lanning,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Solomon,
Starne,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Dore,
Eddy,
Edsall,
Flagg,
Hampton,

Messrs. Jewett,
Kerr,
Little,
McNulta,
Senter,

Messrs. Snapp,
Strevel,
Tincher,
Underwood,
Vaughn.

So the previous question was ordered.

The bill was then ordered to a third reading, and the amendment ordered printed.

By unanimous consent, Mr. Casey called up

House bill, No. 312, for “An act to repeal an act entitled ‘an act to establish the court of common pleas in the city of Sparta, in Randolph county.’”

The bill having been printed, was read at large a third time.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, to-wit :

Senate bill, No. 137, for "An act incorporating the Illinois Institution for the education of Feeble-minded Children."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed, to-wit :

Senate bill, No. 246, for "An act to fix the salaries of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General."

Senate bill, No. 257, for "An act to enable counties, townships, cities and towns to sell and transfer stock held by them in any incorporated company."

Senate bill, No. 153, for "An act to extend the rights of married women,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....26
Nays.....14

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Crawford,
Dore,
Eddy,
Flagg,
Hampton,
Hunter,
Jackson,

Messrs. Kerr,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Snapp,
Strevell,
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Casey,
Edsall,
Epler,
Gibson,

Messrs. Harlan,
Holcomb,
Jewett,
Landrigan,
Richardson,

Messrs. Solomon,
Starne,
Washburn,
Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 182, for "An act to authorize and empower the copying of the original field notes of the United States surveys of the State of Illinois, transferred from the Surveyor General's office to the State, under an act of Congress of the United States,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas37
Nays 4

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Crawford,
Casey,

Messrs. Eddy,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Kerr,
Landrigan,
Langley,

Messrs. Little, Marsh, McNulta, Nicholson, Pierce, Reddick, Richardson,	Messrs. Senter, Snapp, Starne, Strevell, Tincher, Underwood,	Messrs. Vaughn, Washburn, Whiting, Wilkinson, Williams, Woodard.
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Those voting in the negative are,

Messrs. Dore, Jackson,	Mr. Jewett,	Mr. Solomon.
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Mr. McNulta offered the following amendment to the title of Senate bill, No. 182 ; which was adopted :

Amend the title by adding thereto, “and to make an appropriation for the payment of the expense thereof.”

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 237, for “An act to repeal an act therein named,” Having been printed, was read at large a third time.

And the question being, “Shall this bill pass ?”

It was decided in the affirmative, as follows: { Yeas..... 39
Nays..... 00

Those voting in the affirmative are,

Messrs. Alexander, Bangs, Beveridge, Bishop, Crawford, Casey, Dore, Eddy, Edsall, Epler, Flagg, Gibson, Hampton,	Messrs. Harlan, Holcomb, Hunter, Jackson, Jewett, Kerr, Landrigan, Langley, Little, Marsh, McNulta, Nicholson, Pierce,	Messrs. Reddick, Richardson, Senter, Solomon, Strevell, Tincher, Underwood, Vaughn, Washburn, Whiting, Wilkinson, Williams, Woodard.
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Mr. Underwood offered the following amendment to the title of Senate bill No. 237 ; which was adopted :

Amend by adding, “in relation to seals.”

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 232, for “An act to provide funds for the continuance of the work upon the Southern Insane Asylum, located at Anna, in the State of Illinois,”

Having been printed, was read at large a third time.

And the question being, “Shall this bill pass ?”

It was decided in the affirmative, as follows: { Yeas..... 38
Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Crawford,
Casey,
Donahue,
Dore,
Eddy,
Edsall,
Epler,
Flagg,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Tincher,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Underwood voted in the negative.

Mr. Langley offered the following amendment to the title of Senate bill No. 282; which was adopted:

Strike out "provide," and insert "appropriate."

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill No. 192 was then taken up.

Mr. Underwood moved to refer the bill to a special committee, consisting of Senators Epler and McNulta; which motion was lost.

Senate bill, No. 192, for "An act authorizing railroad companies to change their corporate names,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....35
Nays..... 5

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Casey,
Donahue,
Eddy,
Edsall,
Epler,
Flagg,
Gibson,
Hampton,

Messrs. Holcomb,
Jackson,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Harlan,
Landrigan,

Messrs. Snapp,
Vaughn,

Mr. Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

A message from the House of Representatives, by Mr. Beece.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 174, for "An act to fix the times and places of holding the Supreme Court," with sundry amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

Senate bill, No. 76, for "An act to prohibit stock animals from running at large in this State,"

Was taken up, and read at large a third time.

It being found that this bill was not properly engrossed, it was re-committed to the committee on enrolled and engrossed bills.

Senate bill, No. 30, for "An act relating to county, city, town, township, school district, and other municipal indebtedness, and to provide for the funding and payment of the same,"

Was taken up and read at large a third time.

Pending the consideration of the same,

On motion of Mr. Bishop,

A call on the Senate was ordered.

The following Senators (40) answered to their names:

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Crawford,
Casey,
Donahue,
Eddy,
Edsall,
Flagg,
Gibson,
Hampton,
Harlan,
Holcomb,

Messrs. Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Snapp,
Solomon,
Starne,
Strevell,
Tineher,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Flagg moved that further proceedings under the call be dispensed with; which motion was lost.

Mr. Tineher moved that further proceedings under the call be dispensed with; which motion was lost.

Mr. Holcomb moved that further proceedings under the call be dispensed with; which motion was adopted.

Mr. Little moved to adjourn; which motion was lost.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 48
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,

Messrs. Crawford,
Casey,
Donahue,
Dore,

Messrs. Eddy,
Edsall,
Epler,
Flagg,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,

Messrs. Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Snapp,

Messrs. Strevell,
Tincher,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

At 4:75 o'clock P. M.,

On motion of Mr. Strevell,
The Senate adjourned.

THURSDAY, APRIL 6, 1871.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Lombard.

The journal of yesterday was being read, when,

On motion of Mr. Flagg,

The further reading of the same was dispensed with.

On motion of Mr. Strevell,

The rules were suspended, and

Senate bill, No. 174, for "An act to fix the times and places of holding the Supreme Court,"

Was referred to a special committee of three.

The President appointed as such committee, Senators Strevell, Flagg and Jewett.

On motion of Mr. McNulta,

The use of the Senate Chamber was granted to Rev. Mr. Clayton, for the purpose of religious services on next Sunday.

The order of business on which the Senate was engaged at the time of adjournment yesterday, was then taken up, being the consideration of Senate bills on third reading.

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 34
Nays..... 6

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Casey,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Landrigan,
Langley,
Little,
Nicholson,
Reddick,
Richardson,

Messrs. Senter,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Bishop,
Epler,

Messrs. Jackson,
Kerr,

Messrs. Lanning,
Van Dorston.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University,"

Was taken up, read at large a third time, and,

On motion of Mr. Fuller,

Re-committed to the committee on public buildings.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, viz:

Senate bill, No. 137, for "An act incorporating the Illinois Institution for the education of Feeble Minded Children."

Senate bill, No. 168, for "An act to appropriate money to the State Normal University for the next two years,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....27
Nays..... 4

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Donahue,
Dore,
Early,
Eddy,
Epler,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
Holcomb,
Jewett,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Richardson,
Senter,
Starne,
Strevell,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Kerr,
Little,

Mr. Solomon,

Mr. Washburn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein

A message from the Governor, by E. B. Harlan; Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a written communication :

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., April 6, 1871.

HON. JOHN DOUGHERTY, *President of the Senate:*

Under the provisions of "an act entitled 'an act incorporating the Illinois Institution for the Education of Feeble Minded Children'," approved April 6, 1871, I have the honor to nominate and appoint the following named gentlemen as Trustees of the Institution created by said act :

- Timothy Souther, of Madison county, for two years.
- Robert W. Smith, of Cook county, for four years.
- David Prince, of Morgan county, for six years.

In which nominations I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

Senate bill, No. 98, for "An act concerning jurors,"
Having been printed, was read at large a third time.
And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 30
Nays..... 9

Those voting in the affirmative are,

- | | | |
|--------------------|----------------|----------------|
| Messrs. Alexander, | Messrs. Flagg, | Messrs. Marsh, |
| Bangs, | Fuller, | McNulta, |
| Beveridge, | Gibson, | Nicholson, |
| Boyd, | Hampton, | Pierce, |
| Crawford, | Holcomb, | Richardson, |
| Donahue, | Hunter, | Underwood, |
| Dore, | Jewett, | Vaughn, |
| Early, | Kerr, | Voris, |
| Eddy, | Langley, | Wilkinson, |
| Epler, | Lanning, | Woodard. |

Those voting in the negative are,

- | | | |
|-----------------|-----------------|------------------|
| Messrs. Bishop, | Messrs. Senter, | Messrs. Tincher, |
| Casey, | Solomon, | Washburn, |
| Little, | Starne, | Whiting. |

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 256, for "An act to create and support a State institution, to be called the Illinois Charitable Eye and Ear Infirmary, for the treatment of needy persons suffering from diseases of the eye or ear,"

Having been printed, was read at large a third time.
And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 33
Nays..... 4

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Gibson,
Hampton,
Holcomb,
Hunter,
Jowett,
Kerr,
Langley,
Lanning,
Little,
Marsh,

Messrs. McNulta,
Nicholson,
Pierce,
Reddick,
Senter,
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Richardson,
Solomon,

Mr. Voris,

Mr. Washburn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 247, for "An act to authorize county boards, or other bodies having control and management of the county affairs of the several counties of this State, to take measures to enforce all laws in regard to the prevention of cruelty to animals,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....37
Nays.....00

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Tincher,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly re-engrossed, to-wit:

Senate bill, No. 230, for "An act to enable towns and cities to acquire and maintain public parks and drives."

Mr. Edsall offered the following amendment to the title of Senate bill No. 247:

"An act to provide for enforcing the laws to prevent cruelty to animals."

The question being upon the adoption of the amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 19
Nays 20

Those voting in the affirmative are,

Messrs. Bishop, Crawford, Eddy, Edsall, Fuller, Gibson,	Messrs. Hampton, Langley, Little, Marsh, McNulta, Nicholson,	Messrs. Pierce, Reddick, Solomon, Underwood, Vaughn, Wilkinson.
--	---	--

Those voting in the negative are,

Messrs. Bangs, Beveridge, Boyd, Casey, Donahue, Dore, Epler,	Messrs. Flagg, Holcomb, Hunter, Jewett, Kerr, Lanning,	Messrs. Richardson, Senter, Starne, Strevell, Washburn, Whiting, Woodard.
--	---	---

So the amendment was not adopted.

The question then being, "Shall the original title of the bill be the title?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 27
Nays 13

Those voting in the affirmative are,

Messrs. Bangs, Beveridge, Bishop, Boyd, Casey, Donahue, Dore, Eddy, Epler, Flagg,	Messrs. Hampton, Holcomb, Hunter, Jewett, Kerr, Lanning, Nicholson, Reddick, Richardson,	Messrs. Senter, Starne, Strevell, Van Dorston, Voria, Washburn, Whiting, Wilkinson, Woodard.
--	--	--

Those voting in the negative are,

Messrs. Crawford, Edsall, Fuller, Gibson,	Messrs. Langley, Little, Marsh, McNulta,	Messrs. Pierce, Solomon, Underwood, Vaughn.
--	---	--

Ordered that the original title of the bill stand, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 191, for "An act requiring the Secretary of State to make a biennial report of the business of his office,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 36
Nays 00

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Bishop,
Boyd,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Gibson,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Little,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Woodard.

Mr. Holcomb offered the following amendment to the title of Senate bill No. 191; which was adopted:

Amend title by adding, "and proceeding for the sale of certain property."

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Underwood,
A call of the Senate was ordered.

The following Senators (33) answered to their names:

Messrs. Bangs,
Bishop,
Crawford,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Holcomb,
Hunter,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

On motion of Mr. Richardson,
Leave of absence was granted Senators Bush and Williams until Monday.

Mr. Bishop moved to adjourn.

The question being on the motion to adjourn,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 8
Nays..... 26

Those voting in the affirmative are,

Messrs. Bishop,
Casey,
Epler,

Messrs. Hunter,
Little,
Solomon,

Messrs. Starne,
Washburn.

Those voting in the negative are,

Messrs. Bangs,
Crawford,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Holcomb,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Strevell,
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

So the Senate refused to adjourn.

Mr. Reddick moved that further proceedings under the call be dispensed with.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 28
Nays..... 13

Those voting in the affirmative are,

Messrs. Bangs,
Bishop,
Crawford,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,

Messrs. Holcomb,
Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Senter,
Starne,
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Beveridge,
Boyd,
Casey,
Donahue,
Epler,

Messrs. Hampton,
Kerr,
Little,
McNulta,

Messrs. Richardson,
Snapp,
Solomon,
Strevel.

So further proceedings under the call were dispensed with.

Senate bill, No. 76, for "An act to prohibit stock animals from running at large in this State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas26
Nays19

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Jackson,
Jewett,
Kerr,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Senter,
Snapp,
Strevel,
Underwood,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Casey,
Epler,
Gibson,
Hampton,
Harlan,
Holcomb,

Messrs. Hunter,
Landrigan,
Langley,
Little,
Reddick,
Richardson,

Messrs. Solomon,
Starne,
Tincher,
Vaughn,
Voris,
Washburn.

Mr. Flagg offered the following amendment to the title of Senate bill No. 76; which was adopted:

Amend title by striking out the word "stock" and inserting the word "domestic."

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Eddy,
The rules were suspended, and
House bill, No. 347, for "An act making appropriation for the completion of the Northern Insane Asylum, at Elgin, and for furnishing and maintaining part of the same for 1871 and 1872,"
Having been printed, was read at large a third time.
And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas44
Nays00

Those voting in the affirmative are,

Messrs. Bangs,	Messrs. Hampton,	Messrs. Reddick,
Beveridge,	Harlan,	Richardson,
Bishop,	Holcomb,	Senter,
Boyd,	Hunter,	Snapp,
Crawford,	Jackson,	Solomon,
Casey,	Jewett,	Starne,
Donahue,	Kerr,	Strevell,
Dore,	Landrigan,	Tincher,
Early,	Langley,	Underwood,
Eddy,	Lanning,	Vaughn,
Edsall,	Little,	Voris,
Epler,	Marsh,	Whiting,
Flagg,	McNulta,	Wilkinson,
Fuller,	Nicholson,	Woodard.
Gibson,	Pierce,	

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof.

Mr. Snapp moved that the rules be suspended for the purpose of taking up House bill No. 216.

The question being upon suspension of the rules,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas39
Nays 7

Those voting in the affirmative are,

Messrs. Beveridge,	Messrs. Hunter,	Messrs. Shephard,
Crawford,	Jackson,	Snapp,
Casey,	Jewett,	Solomon,
Donahue,	Kerr,	Starne,
Dore,	Landrigan,	Strevell,
Early,	Lanning,	Tincher,
Eddy,	Little,	Underwood,
Edsall,	Marsh,	Vaughn.
Epler,	McNulta,	Voris,
Flagg,	Nicholson,	Washburn,
Fuller,	Pierce,	Whiting,
Hampton,	Reddick,	Wilkinson,
Holcomb,	Senter,	Woodard.

Those voting in the negative are,

Messrs. Bangs,	Messrs. Gibson,	Messrs. Langley,
Bishop,	Harlan,	Richardson.
Boyd,		

So the rules were suspended.

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates,"

Having been printed, was read at large a third time.

And the yeas and nays being demanded,

It was decided in the negative, as follows:

{ Years 19
{ Days 20

Those voting in the affirmative are,

**Messrs. Bishop,
Crawford,
Eddy,
Edsall,
Fuller,
Gibson.**

**Messrs. Hampton,
Langley,
Little,
Marsh,
McNulta,
Nicholson.**

**Messrs. Pierce,
Reddick,
Solomon,
Underwood,
Vaughn,
Wilkinson.**

Those voting in the negative are,

**Messrs. Bangs,
Beveridge,
Boyd,
Casey,
Donahue,
Dora,
Epler,**

**Messrs. Flagg,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,**

**Messrs. Richardson,
Senter,
Starne,
Strevell,
Washburn,
Whiting,
Woodard.**

So the amendment was not adopted.

The question then being, "Shall the original title of the bill be the title?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows:

{ Yeas 27
{ Nays 13

Those voting in the affirmative are,

**Messrs. Bangs,
Beveridge,
Bishop,
Boyd,
Casey,
Donahue,
Dore,
• Eddy,
Epler,
Flagg,**

**Messrs. Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
Nicholson,
Reddick,
Richardson,**

**Messrs. Senter,
Starne,
Strevell,
Van Dorston,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.**

Those voting in the negative are,

**Messrs. Crawford,
Edsall,
Fuller,
Gibson.**

**Messrs. Langley,
Little,
Marsh,
McNulta.**

**Messrs. Pierce,
Solomon,
Underwood,
Vaughn.**

Ordered that the original title of the bill stand, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 191, for "An act requiring the Secretary of State to make a biennial report of the business of his office,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows :

{	Years.....	36
{	Days.....	00

Those voting in the affirmative are,

Messrs. Bangs, Beveridge, Bishop, Boyd, Crawford, Donahue, Dore, Early, Eddy, Edsall, Epler, Flagg,	Messrs. Fuller, Gibson, Hampton, Holcomb, Hunter, Jewett, Kerr, Langley, Little, McNulta, Nicholson, Pierce,	Messrs. Reddick, Richardson, Senter, Solomon, Starne, Strevell, Underwood. Vaughn, Washburn, Whiting, Wilkinson, Woodard.
--	---	--

Mr. Holcomb offered the following amendment to the title of Senate bill No. 191 ; which was adopted :

Amend title by adding, “and proceeding for the sale of certain property.”

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Underwood,
A call of the Senate was ordered.

The following Senators (38) answered to their names:

Messrs. Bangs, Bishop, Crawford, Early, Eddy, Edsall, Epler, Flagg, Fuller, Gibson, Hampton,	Messrs. Holcomb, Hunter, Kerr, Langley, Little, Marsh, McNulta, Nicholson, Pierce, Reddick, Richardson,	Messrs. Senter, Solomon, Starne, Strevell, Underwood, Vaughn, Voris, Washburn, Whiting, Wilkinson, Woodard.
--	---	---

On motion of Mr. Richardson,
Leave of absence was granted Senators Bush and Williams until Monday.

Mr. Bishop moved to adjourn.
The question being on the motion to adjourn,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 8
Nays..... 26

Those voting in the affirmative are,

Messrs. Bishop, Casey, Epler,	Messrs. Hunter, Little, Solomon,	Messrs. Starne, Washburn.
-------------------------------------	--	------------------------------

Those voting in the negative are,

Messrs. Bangs, Crawford, Early, Eddy, Edsall, Flagg, Fuller, Gibson, Hampton,	Messrs. Holcomb, Kerr, Langley, Marsh, McNulta, Nicholson, Pierce, Reddick,	Messrs. Richardson, Senter, Strevell, Tincher, Underwood, Vaughn, Whiting, Wilkinson, Woodard.
---	--	--

So the Senate refused to adjourn.

Mr. Reddick moved that further proceedings under the call be dispensed with.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 28
Nays..... 13

Those voting in the affirmative are,

Messrs. Bangs,
Bishop,
Crawford,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,

Messrs. Holcomb,
Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Senter,
Starne,
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Beveridge,
Boyd,
Casey,
Donahue,
Epler,

Messrs. Hampton,
Kerr,
Little,
McNulta,

Messrs. Richardson,
Snapp,
Solomon,
Strevell.

So further proceedings under the call were dispensed with.

Senate bill, No. 76, for "An act to prohibit stock animals from running at large in this State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas26
Nays19

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Jackson,
Jewett,
Kerr,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Senter,
Snapp,
Strevell,
Underwood,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Casey,
Epler,
Gibson,
Hampton,
Harlan,
Holcomb,

Messrs. Hunter,
Landrigan,
Langley,
Little,
Reddick,
Richardson,

Messrs. Solomon.
Starne,
Tincher,
Vaughn,
Voris,
Washburn.

Mr. Flagg offered the following amendment to the title of Senate bill No. 76; which was adopted:

Amend title by striking out the word "stock" and inserting the word "domestic."

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

And the question being, "Shall this bill pass?"

Those voting in the affirmative are,

**Messrs. Reddick,
Richardson,
Senter,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Whiting,
Wilkinson,
Woodard.**

Those voting in the affirmative are,

**Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn.
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.**

**Messrs. Langley,
Richardson.**

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 34
Nays 11

Those voting in the affirmative are,

Messrs. Beveridge,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,

Messrs. Jackson,
Kerr,
Landrigan,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Shephard,
Snapp,
Solomon,
Tinchier,
Underwood,
Vaughn,
Voria,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Bishop,
Boyd,
Casey,

Messrs. Epler,
Gibson,
Harlan,
Jewett,

Messrs. Langley,
Lanning,
Starne.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof.

On motion of Mr. Epler,

The rules were suspended, and

Senate bill, No. 74, for "An act making appropriations for the re-erection of the south wing of the Illinois Institution for the education of the Deaf and Dumb,"

With the following House amendments thereto, was taken up:

Amendment to section 1: Strike out "\$25,000" and insert "\$45,000, or so much thereof as may be necessary for the reconstruction, heating and plumbing said south wing."

Add the following section:

"Section 3. That inasmuch as the said wing of said institution has been vacated in consequence of the great danger of said wing falling down, therefore an emergency exists requiring that said work shall commence as soon as practicable, and that this act shall go into effect immediately. This act shall take effect and be in force from and after its passage."

The question being, "Will the Senate concur with the House in the adoption of said amendments, they having been printed?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 39
Nays 4

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Casey,
Donahue,
Dore,

Messrs. Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,

Messrs. Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Senter,

Messrs. Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,

Messrs. Underwood,
Vaughn,
Voris,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Holcomb,
Pierce,

Mr. Reddick,

Mr. Washburn.

So the Senate concurred with the House in their amendments.

By unanimous consent, Mr. Crawford called up
House bill, No. 295, for "An act to settle up and close the trust of
the Board of Trustees of the Illinois and Michigan Canal."

The bill having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas43
Nays00

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform
the House of Representatives thereof.

At 1 o'clock P. M.,

On motion of Mr. Harlan,

The Senate adjourned until 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Beveridge,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Senate bill, No. 251, for "An act concerning hedge fences along the public roads in this State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 31
 { Nays 8

Those voting in the affirmative are,

Messrs. Alexander,
 Bangs,
 Beveridge,
 Boyd,
 Crawford,
 Casey,
 Dore,
 Early,
 Eddy,
 Flagg,
 Fuller,

Messrs. Hampton,
 Harlan,
 Holcomb,
 Jewett,
 Landrigan,
 Lanning,
 Little,
 Marsh,
 Nicholson,
 Pierce,

Messrs. Reddick,
 Senter,
 Shephard,
 Snapp,
 Solomon,
 Starne,
 Tincher,
 Voris,
 Whiting,
 Woodard.

Those voting in the negative are,

Messrs. Edsall,
 Epler,
 Gibson,

Messrs. Hunter,
 Langley,
 Strevell,

Messrs. Underwood,
 Vaughn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 128, for "An act to legalize the organization of county agricultural societies, heretofore existing in this State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas 18
 { Nays 25

Those voting in the affirmative are,

Messrs. Alexander,
 Beveridge,
 Crawford,
 Eddy,
 Edsall,
 Flagg,

Messrs. Fuller,
 Hampton,
 Jewett,
 Kerr,
 Little,
 Reddick,

Messrs. Richardson,
 Strevell,
 Tincher,
 Underwood,
 Vaughn,
 Wilkinson.

Those voting in the negative are,

Messrs. Bangs,
 Boyd,
 Casey,
 Donahue,
 Early,
 Epler,
 Gibson,
 Harlan,
 Holcomb,

Messrs. Hunter,
 Jackson,
 Landrigan,
 Langley,
 Lanning,
 Marsh,
 McNulta,
 Pierce,

Messrs. Senter,
 Shephard,
 Snapp,
 Solomon,
 Starne,
 Voris,
 Whiting,
 Woodard.

Mr. Hunter entered a motion to reconsider the above vote.

Senate bill, No. 108, for "An act for the relief of Augustus Bauer, Asher Carter and Wm. O. Deakman,"

Having been printed, was read at large a third time.
And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....36
Nays..... 5

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
Harlan,
Holecomb,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
Nicholson,

Messrs. Reddick,
Richardson,
Senter,
Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Vaughn,
Voris,
Wilkinson.

Those voting in the negative are,

Messrs. Boyd,
Little,

Messrs. Pierce,
Washburn,

Mr. Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Alexander entered a motion to reconsider the vote whereby Senate bill No. 108 was passed.

Senate bill, No. 20, for "An act to authorize counties to equalize bounties among drafted men in the late war,"

Was taken up, and read at large a third time.

Mr. Pierce moved to recommit the bill to the committee on military affairs.

The question being on recommitting the bill,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 17
Nays..... 24

Those voting in the affirmative are,

Messrs. Alexander,
Crawford,
Eddy,
Flagg,
Hampton,
Little,

Messrs. Nicholson,
Pierce,
Reddick,
Senter,
Snapp,

Messrs. Starne,
Tincher,
Underwood,
Vaughn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Boyd,
Casey,
Dore,
Early,
Edsall,
Epler,

Messrs. Gibson,
Harlan,
Holcomb,
Jackson,
Jewett,
Landrigan,
Langley,
Lanning,

Messrs. Marsh,
Richardson,
Shephard,
Solomon,
Strevell,
Voris,
Washburn,
Wilkinson.

So the Senate refused to recommit the bill.

Senate bill, No. 20, for "An act to authorize counties to equalize bounties among drafted men in the late war,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....22
Nays.....20

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Casey,
Dore,
Early,
Eddy,

Messrs. Epler,
Harlan,
Jackson,
Jewett,
Kerr,
Langley,
Lanning,

Messrs. Marsh,
McNulta,
Richardson,
Solomon,
Starne,
Strevell,
Voria,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Edsall,
Flagg,
Gibson,
Hampton,
Holcomb,
Landrigan,

Messrs. Little,
Nicholson,
Pierce,
Reddick,
Senter,
Shephard,

Messrs. Snapp,
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson.

Mr. Woodard entered a motion to reconsider the above vote.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, to-wit:

House bill, No. 312, for "An act to repeal an act entitled 'an act to establish the court of common pleas in the city of Sparta, in Randolph county.'"

House bill, No. 347, for "An act making appropriation for the completion of the Northern Insane Asylum, at Elgin, and for furnishing and maintaining a part of the same for 1871 and 1872.

Senate bill, No. 235, for "An act in relation to the sale of intoxicating drinks, and to increase the fines and penalties for selling the same without a license,"

Was taken up and read at large a third time.

By unanimous consent, the word "four" was inserted in the bill, after the word "sixty" in section 4.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, to-wit:

House bill, No. 347, for "An act making appropriation for the completion of the Northern Insane Asylum, at Elgin, and for furnishing and maintaining a part of the same for 1871 and 1872."

House bill, No. 312, for "An act to repeal an act entitled 'an act to establish the court of common pleas in the city of Sparta, in Randolph county.'"

On motion of Mr. Edsall,
Senate bill No. 235 was recommitted to the committee on domestic relations.

On motion of Mr. Nicholson,
The vote whereby Senate bill No. 251 was passed was reconsidered, and the bill

Recommitted to the committee on agriculture and drainage.

By common consent,

Mr. Eddy, from the committee on counties and township organization, to which was referred House bill, No. 233, for "An act to repeal section 1 of an act entitled 'an act for the relief of DuPage county,' in force March 10, 1869," reported the same back without prejudice.

On motion of Mr. Eddy,
House bill No. 233 was made the special order for Wednesday, 12th of April, at 10 o'clock A. M.

On motion of Mr. Fuller,
The rules were suspended, and House bills on first reading were taken up for consideration.

House bill, No. 470, for "An act in relation to the levy and collection of taxes for sewerage and water-works in the cities of this State, that may have established a system of sewerage and water-works for such cities,"

Was taken up, read at large a first time, and
Ordered to a second reading.

House bill, No. 246, for "An act to repeal an act incorporating the city of Nashville, in Washington county,"

Was taken up, read at large a first time, and
Ordered to a second reading.

House bill, No. 251, for "An act to regulate public warehouses, and the warehousing and inspection of grain, and to give effect to article thirteen of the constitution of the State,"

Was taken up, read at large a first time; and
Ordered to a second reading.

House bill, No. 478, for "An act to establish houses of correction and authorize the confinement of convicted persons therein,"

Was taken up, read at large a first time, and
Ordered to a second reading.

On motion of Mr. Pierce,
A call of the Senate was ordered.

The following Senators (28) answered to their names:

Messrs. Alexander,
Beveridge,
Bush,
Crawford,
Early,
Eddy,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Holcomb,
Hunter,
Jackson,
Jewett,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Solomon,
Starne,
Tincher,
Underwood,
Vaughn,
Washburn,
Whiting,
Woodard.

On motion of Mr. Pierce,
Further proceedings under the call were dispensed with.

By unanimous consent,
Senate bill, No. 258, for "An act to appropriate money, to be used in repairing and painting fences upon the grounds surrounding the Governor's mansion, located at Springfield,"

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for a third reading.

By unanimous consent, Mr. Crawford introduced
Senate bill, No. 261, for "An act to repeal an act entitled 'an act to establish a Court of Common Pleas in the city of Amboy.'"

Which was read at large a first time, and
Ordered to a second reading.

Mr. Marsh, from the committee on public buildings, to which was referred Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum, and the Southern Illinois Normal University," reported the same back, with the amendments, and recommended their adoption.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

On motion of Mr. Fuller,
The rules were suspended, and
Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University,"

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for a third reading.

By unanimous consent,
Senate bill, No. 259, for "An act to provide for the filling, by appointment, of vacancies in certain offices therein named,"
Was taken up, and read at large a second time.

Mr. Richardson offered the following amendment to the bill:

"Section 2. Whereas vacancies now exist in the office of county surveyor in some of the counties of this State, whereby an emergency exists that this act should take effect immediately, therefore this act shall take effect and be in force from and after its passage."

Pending the consideration of the above amendment,
At 6 o'clock P. M.,

On motion of Mr. Gibson,
The Senate adjourned.

FRIDAY, APRIL 7, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Harvey.

The journal of yesterday was being read, when,

On motion of Mr. Boyd,
The further reading of the same was dispensed with.

On motion of Mr. Boyd,

The rules were suspended, and Senate bills on third reading were taken up for consideration.

Senate bill, No. 246, for "An act to fix the salaries and compensation of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 32
Nays 3

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Boyd,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Langley,
Lanning,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Underwood,
Vaughn,
Whiting,
Wilkinson.

Those voting in the negative are,

Mr. Flagg,

Mr. Tincher,

Mr. Washburn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Underwood withdrew his motion entered to reconsider the vote whereby Senate bill No. 230 was ordered to a third reading.

Senate bill, No. 231, for "An act to authorize county treasurers, in counties not under township organization, to receive the returns of all unpaid taxes and special assessments, and to collect and receive the same, and to sell real estate therefor,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 42
Nays 1

Those voting in the affirmative are,

Messrs. Bangs,
Bishop,
Boyd,
Bush,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

Mr. Alexander voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed, to-wit :

Senate bill, No. 258, for "An act to appropriate money to be used in repairing and painting fences upon the grounds surrounding the Governor's mansion, located at Springfield."

Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, to-wit :

Senate bill, No. 74, for "An act making appropriations for the re-erection of the south wing of the Illinois Institution for the education of the Deaf and Dumb."

Senate bill, No. 145, for "An act in regard to the descent of property,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows : $\left\{ \begin{array}{l} \text{Yeas} \dots\dots\dots 42 \\ \text{Nays} \dots\dots\dots 00 \end{array} \right.$

Those voting in the affirmative are,

Messrs. Alexander,

Bangs,
Bishop,
Boyd,
Bush,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,

Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Pierce,
Reddick,

Messrs. Richardson,

Senter,
Shephard,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Voria,
Washburn,
Whiting,
Wilkinson,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Hay.

Mr. President : I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit :

House bill, No. 420, for "An act to provide for the ordinary and contingent expenses of the government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly."

House bill, No. 539, for "An act supplemental to 'an act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same.'"

In the passage of which I am instructed to ask the concurrence of the Senate.

Senate bill, No. 257, for "An act to enable counties, townships, cities and towns to sell and transfer stock held by them in any incorporated company,"

Was taken up, read at large a third time, and,

On motion of Mr. Eddy,

Recommitted to the committee on municipalities.

Senate bill, No. 161, for "An act to create a Board of Pardon,"

Was taken up, read at large a third time, and it being found incorrectly engrossed, was

Recommitted to the committee on engrossed and enrolled bills.

Mr. Beveridge, from the committee on domestic relations, to which was referred Senate bill, No. 111, for "An act to authorize the election of women to school offices," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a third reading.

Senate bill, No. 111, for "An act to authorize the election of women to school offices,"

Having been printed, was read at large a third time.

Mr. Boyd moved to refer the bill to the committee on federal relations.

The question being on the motion to refer,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 13
Nays. 25

Those voting in the affirmative are,

Messrs. Alexander,
Boyd,
Casey,
Epler,
Gibson,

Messrs. Harlan,
Holcomb,
Jewett,
Kerr,

Messrs. Shephard,
Solomon,
Starne,
Washburn.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Hunter,

Messrs. Jackson,
Langley,
Little,
Marsh,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Strevell;
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

So the motion to refer was lost.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas. 27
Nays 11

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Hunter,

Messrs. Jackson,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Strevell,
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Boyd,
Casey,
Epler,

Messrs. Gibson,
Harlan,
Holcomb,
Jewett,

Messrs. Solomon,
Starne,
Washburn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

By unanimous consent,

House bill, No. 420, for "An act to provide for the ordinary and contingent expenses of the government, until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Was taken up, read at large a first time, and,

On motion of Mr. Starne,

Referred to the committee on finance.

On motion of Mr. Washburn,

A call of the Senate was ordered.

The following Senators (39) answered to their names:

Messrs. Alexander,
Beveridge,
Boyd,
Casey,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

On motion of Mr. Fuller,

Further proceedings under the call were dispensed with.

Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University,"

Having been printed, was read at large a third time.

On motion of Mr. Marsh,

A call of the Senate was ordered.

The following Senators (41) answered to their names:

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Crawford,
Casey,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Shephard,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

It was decided in the affirmative, as follows: { Years..... 85
Days..... 7.

Messrs. Alexander, Bangs, Beveridge, Bishop, Bush, Casey, Dore, Early, Eddy, Edsall, Epler, Flagg,	Messrs. Fuller, Gibson, Hampton, Holcomb, Hunter, Jackson, Jewett, Kerr, Langley, Marsh, McNulta, Richardson,	Messrs. Senter, Solomon, Starne, Strevell, Tincher, Underwood, Vaughn, Washburn, Whiting, Wilkinson, Woodard.
---	--	--

**Messrs. Boyd,
Harlan,
Lanning,**

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

Mr. Whiting, from the committee on manufactures and mining, to which was referred Senate bill, No. 100, for "An act in regard to mills and millers and dams for mills, and other machinery and navigation," reported the same back, with amendments.

The bill was then read at large a first time, and Ordered to a second reading.

Senate bill, No. 230, for "An act to enable towns and cities to acquire and maintain public parks and drives,"

Having been printed, was read at large a third time. And the question being, "Shall this bill pass?"

It was decided in the negative, as follows:

{	Yeas	18
{	Nays	22

Messrs. Alexander, Bangs, Beveridge, Boyd, Donahue, Dore,	Messrs. Flagg, Jackson, Jewett, Kerr, Marsh, McNulta,	Messrs. Senter, Underwood, Vaughn, Voria, Whiting, Woodard.
--	--	--

Those voting in the negative are,

Messrs. Bishop,
Bush,
Casey,
Eddy,
Edsall,
Epler,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Langley,
Lanning,
Little,
Richardson,

Messrs. Shephard,
Solomon,
Starne,
Strevell,
Tincher,
Washburn,
Wilkinson.

Mr. Eddy entered a motion to reconsider the vote whereby Senate bill No. 230 was lost.

By unanimous consent,

Mr. Edsall, from the committee on municipalities, to which was referred Senate bill, No. 257, for "An act to enable counties, townships, cities and towns to sell and transfer stock held by them in any incorporated company," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit:

Senate bill, No. 161, for "An act to create a Board of Pardon."

A message from the Governor, by E. B. Harlan; Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, viz:

Senate bill, No. 74, for "An act making appropriations for the erection of the south wing of the Deaf and Dumb Institution, at Jacksonville."

On motion of Mr. Harlan,

The rules were suspended, and

House bill, No. 520, for "An act to amend the law concerning township organization,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....31
Nays 3

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Bishop,
Boyd,
Casey,
Donahue,
Early,
Edsall,
Epler,
Flagg,
Fuller,

Messrs. Harlan,
Jackson,
Kerr,
Langley,
Lanning,
McNulta,
Richardson,
Senter,
Shephard,
Solomon,

Messrs. Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Voria,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Mr. Bush,

Mr. Gibson,

Mr. Little.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

On motion of Mr. Boyd,

The rules were suspended, and

House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust for the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company,"

Was taken up, read at large a second time, and
Ordered to a third reading.

On motion of Mr. Casey,

The bill was made the special order for Wednesday, April 12, at 2½ o'clock P. M.

Mr. Richardson, by unanimous consent, called up
Senate bill, No. 259, for "An act to provide for the filling, by appointment, of vacancies in certain offices therein named."

The amendment, offered yesterday, was adopted, and the bill
Ordered to be engrossed and printed for a third reading.

Mr. Alexander, by unanimous consent, called up
House bill, No. 246, for "An act to repeal an act incorporating the city of Nashville, in Washington county."

Which was read at large a second time, and
Ordered to a third reading.

Mr. Flagg, by unanimous consent, introduced
Senate bill, No. 262, for "An act to appropriate money in aid of the State Board of Agriculture, and of the county agricultural boards."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Senter, by unanimous consent, presented a petition concerning office of county superintendent of schools; which was
Referred to the committee on education.

Mr. Woodard, by unanimous consent, called up
House bill, No. 478, for "An act to establish houses of correction, and authorize the confinement of convicted persons therein."

Which was read at large a second time, and
Referred to the committee on reformatory institutions.

On motion of Mr. Edsall,

A call of the Senate was ordered.

The following Senators (29) answered to their names:

Messrs. Alexander,
Bishop,
Bush,
Casey,
Donahue,
Early,
Edsall,
Epler,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
Hunter,
Little,
McNulta,
Richardson,
Senter,
Shephard,
Solomon,
Starne,

Messrs. Strevell,
Tinscher,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

On motion of Mr. Epler,

Further proceedings under the call were dispensed with.

By unanimous consent,

Mr. Wilkinson, from the committee on counties and township organization, to which was referred House bill, No. 434, for "An act to amend the law concerning township organization," reported the same back, with amendments, and recommended their adoption.

The report of the committee was concurred in, and the bill

Ordered to a third reading, and amendments ordered printed.

Mr. Woodard, by unanimous consent, called up

House bill, No. 470, for "An act in relation to the levy and collection of taxes for sewerage and water-works in the cities of this State, that may have established a system of sewerage and water-works for such cities."

Which was read at large a second time, and

Ordered to a third reading.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, to-wit:

Senate bill, No. 166, for "An act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freight on said roads."

A message from the House of Representatives, by Mr. Reese.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring herein, That this General Assembly will adjourn on Monday, April 17th, A. D. 1871, until the 15th day of November, A. D. 1871, at 12 o'clock M.; and that during such recess no member, officer or employee shall receive any per diem or compensation.

In the adoption of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Strevell,

The rules were suspended, and the above resolution taken up for consideration.

Mr. Kerr moved a call of the Senate; which was lost.

Mr. Beveridge moved that the resolution be postponed and made the special order for Wednesday next, at 3 o'clock P. M.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 18
Nays 8

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Donahue,
Early,
Edsall,
Flagg,

Messrs. Fuller,
Gibson,
Hampton,
Hunter,
Kerr,
Little,

Messrs. McNulta,
Senter,
Starne,
Vaughn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Bush,
Richardson,
Shepherd,

Messrs. Solomon,
Strevell,
Tinch,

Messrs. Underwood,
Woodard.

So the resolution was postponed.

Mr. Little moved that the Senate adjourn until Monday, at 6 o'clock P. M.

The question being upon adjournment,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 19
Nays 7

Those voting in the affirmative are,

Messrs. Beveridge,
Bush,
Donahue,
Edsall,
Flagg,
Fuller,
Gibson,

Messrs. Kerr,
Little,
McNulta,
Richardson,
Shephard,
Solomon,

Messrs. Starne,
Tincher,
Underwood,
Vaughn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Early,
Hampton,

Messrs. Hunter,
Senter,

Messrs. Strevell,
Wilkinson.

So the Senate, at 12:30 o'clock P. M., adjourned until Monday, at 6 o'clock P. M.

MONDAY, APRIL 10, 1871.

Senate met, pursuant to adjournment.

The President and President *pro tempore* being absent,

On motion of Mr. Strevell,

Senator Starne was elected President *pro tempore*.

There being no quorum present, at 6:05 P. M.,

On motion of Mr. Hunter,

The Senate adjourned.

TUESDAY, APRIL 11, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

There being no quorum present, at 9:05 o'clock A. M.,

On motion of Mr. Kerr,

The Senate adjourned.

WEDNESDAY, APRIL 12, 1871.

The Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. McLean.

The journal of Friday last was being read, when,

On motion of Mr. Flagg,

The further reading of the same was dispensed with.

The journals of Monday and Tuesday were then read by the Secretary.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, to-wit:

House bill, No. 520, for "An act to amend the law concerning township organization."

Mr. Senter presented a petition concerning the office of county superintendent; which was

Referred to the committee on education.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 185, for "An act to provide for the construction of drains, ditches and levees, and other work," with amendments.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has refused to concur with them in the adoption of the Senate amendment to House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 111, for "An act to provide for the election of a board of commissioners in Cook county, and to prescribe their duties."

House bill, No. 308, for "An act providing for the procurement of the portrait of ex-Governor Thomas Carlin."

House bill, No. 372, for "An act regulating the receiving, transportation and delivery of grain by railroad corporations, and defining the duties of such corporations with respect thereto."

House bill, No. 407, for "An act to repeal an act entitled 'an act to establish the Niantic Union School District,' approved March 25th, 1869."

House bill, No. 482, for "An act relating to sales under powers."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 86, for "An act to fix the times of holding the courts in the twenty-second judicial circuit."

Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties."

Senate bill, No. 204, for "An act to avoid inconveniences arising from changing the times of holding the terms of courts."

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 113, for "An act to provide for drainage in Illinois," reported the same back, and recommended it lie on the table till July 4th, 1872.

The report of the committee was concurred in, and the bill Laid on the table until 4th of July, 1872.

On motion of Mr. Pierce,

The rules were suspended, and House bills and messages were taken up for consideration.

Senate bill, No. 185, for "An act to provide for the construction of drains, ditches and levees, and other work," with the following House amendments, was taken up:

Strike out the word "no," in the 3d line of section 26, and in same section, also strike out the following in the last line: "But the same shall be final and conclusive."

Add the following to section 27: "*Provided*, the owner, agent or occupant of any land through or on which any drain, ditch or levee shall be constructed, shall have the right, under the direction of said commissioners, within such time as they shall prescribe, to construct such drain, ditch or levee, or any part thereof, at his own cost; and in case he shall so construct the same, he shall be allowed for the value thereof upon his assessment."

Strike out of section 45, in the eighth line, after the word dollars, the word "and," and insert the word "or."

Amend title by inserting after the word "construction," the words "and protection."

The question being, "Will the Senate concur with the House in their amendments?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 33
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Bishop,
Boyd,
Casey,
Dore,
Early,
Eddy,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Whiting,
Wilkinson,
Williams.

So the Senate concurred with the House in their amendments.

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates," with the following amendments, was taken up:

Amend by adding: "2. All justices of the peace, police magistrates, and constables in this State, shall, within twenty days after this act takes effect, execute office bonds conditioned as now required by law, in addition to the bonds heretofore executed by them as such officers, in a like penal sum and with like security, to be approved and filed as their former office bonds; and a failure of any justice of the peace, police magistrate or constable to execute such bond within twenty days after this act takes effect, as aforesaid, shall be deemed a resignation of his office."

The question being, "Will the Senate adhere to or recede from its amendment to the bill?"

Mr. Hunter moved that the Senate recede from the amendment.

Mr. Langley moved to refer the bill to the committee on judiciary.

On motion of Mr. Pierce,

The previous question was ordered.

The question being on recommitting the bill,

And the yeas and nays being demanded,

It was decided in the negative, as follows:

{ Yeas 15
Nays 21

Those voting in the affirmative are,

Messrs. Bangs,
Bishop,
Boyd,
Casey,
Dore,

Messrs. Epler,
Gibson,
Harlan,
Jewett,
Kerr,

Messrs. Langley,
Richardson,
Starne,
Underwood,
Wilkinson.

Those voting in the negative are,

Messrs. Alexander,
Early,
Eddy,
Flagg,
Fuller,
Hampton,
Holcomb,

Messrs. Hunter,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Senter,

Messrs. Snapp,
Solomon,
Strevell,
Tincher,
Whiting,
Williams,
Woodard.

So the Senate refused to recommit the bill.

The question being, "Will the Senate recede from its amendments to the bill?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas23
Nays16

Those voting in the affirmative are,

Messrs. Alexander, Beveridge, Early, Eddy, Epler, Fuller, Hampton, Hunter,	Messrs. Kerr, Little, Marsh, Nicholson, Pierce, Reddick, Senter, Snapp,	Messrs. Solomon, Strevell, Tincher, Whiting, Wilkinson, Williams, Woodard.
---	--	--

Those voting in the negative are,

Messrs. Bangs, Bishop, Boyd, Casey, Donahue, Dore,	Messrs. Flagg, Gibson, Harlan, Holcomb, Jewett,	Messrs. Langley, McNulta, Richardson, Starne, Underwood.
---	---	--

So the Senate receded from their amendment to the bill.

House bill, No. 541, for "An act to amend section 9, of an act entitled 'an act to provide for the location and maintenance of a park for the towns of South Chicago, Hyde Park and Lake,' approved February 24, 1869,"

Was taken up, read at large a first time, and
Ordered to a second reading.

House bill, No. 539, for "An act supplemental to an act entitled 'an act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same,'"

Was taken up, read at large a first time, and
Ordered to a second reading.

House bill, No. 308, for "An act providing for the procurement of the portrait of ex-Governor Thos. Carlin,"

Was taken up, read at large a first time, and
Ordered to a second reading.

The hour for the special order having arrived, being the consideration of House bill No. 233,

On motion of Mr. Eddy,

The bill (H. B. No. 233) was recommitted to the committee on counties and township organization.

House bill, No. 111, for "An act to provide for the election of a Board of Commissioners in Cook county, and to prescribe their duties,"

Was taken up, read at large a first time, and
Ordered to a second reading.

House bill, No. 482, for "An act relating to sales under powers,"

Was taken up, read at large a first time, and
Ordered to a second reading.

House bill, No. 407, for "An act to repeal an act entitled 'an act to establish the Niantic Union School District,' approved March 25th, 1869,"

Was taken up, read at large a first time, and
Ordered to a second reading.

House bill, No. 372, for "An act regulating the receiving, transportation and delivery of grain by railroad corporations, and defining the duties of such corporations with respect thereto,"

Was taken up, read at large a first time, and
Ordered to a second reading.

House bill, No. 251, for "An act to regulate public warehouses, and the warehousing and inspection of grain, and to give effect to article thirteen of the constitution of this State,"

Was taken up, read at large a first time, and

Referred to the committee on railroads and warehouses.

House bill, No. 371, for "An act to enable counties, cities, townships, school districts and other municipal corporations to take up and cancel outstanding bonds and other evidences of indebtedness, and to fund the same,"

Having been printed, was read at large a third time.

On motion of Mr. Bishop,
A call of the Senate was ordered.

The following Senators (35) answered to their names:

Messrs. Alexander,
Bangs,
• Beveridge,
Bishop,
Boyd,
Casey,
Dore,
Early,
Eddy,
Epler,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Little,
Marsh,
McNulta,
Nicholson,
Reddick,
Richardson,

Messrs. Senter,
Snapp,
Solomon,
Starne,
Strevel,
Tincher,
Underwood,
Voris,
Whiting,
Williams,
Woodard.

On motion of Mr. Alexander,
Further proceedings under the call were dispensed with.

Leave of absence was granted the following Senators: Messrs. Van Dorston, Crawford, Bush, Vaughn, Shephard, Lanning and Edsall.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....34
Nays.....00

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Casey,
Dore,
Early,
Eddy,
Epler,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Little,
Marsh,
McNulta,
Nicholson,
Reddick,

Messrs. Richardson,
Senter,
Snapp,
Solomon,
Starne,
Tincher,
Underwood,
Voris,
Whiting,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property for all purposes, in the several counties of the State,"

Was taken up, and read at large a third time.

On motion of Mr. Fuller,

The bill was referred to the committee on judiciary.

House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upwards,"

Was read at large a third time.

On motion of Mr. Bishop,

A call of the Senate was ordered.

The following Senators (38) answered to their names:

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Casey,
Donahue,
Dore,
Early,
Eddy,
Epler,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Snapp,
Starne,
Strevell,
Tinscher,
Underwood,
Voris,
Whiting,
Williams,
Woodard.

On motion of Mr. McNulta,

Further proceedings under the call were dispensed with.

Mr. Fuller moved to refer the bill to the committee on elections. And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 15
Nays 22

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Boyd,
Dore,
Early,

Messrs. Eddy,
Flagg,
Fuller,
Hampton,
Jewett,

Messrs. Marsh,
Nicholson,
Snapp,
Strevell,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Bishop,
Casey,
Donahue,
Epler,
Gibson,
Harlan,
Holcomb,

Messrs. Hunter,
Kerr,
Langley,
Little,
McNulta,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Starne,
Underwood,
Voris,
Whiting,
Williams.

So the bill was not referred to the committee on elections.

Mr. Kerr moved to refer the bill to the committee on judiciary ; which motion was lost.

On motion of Mr. Strevell,
The bill was referred to a special committee of five members.

Mr. Snapp moved to reconsider the vote by which the above motion was adopted.

Mr. Harlan moved to lay Mr. Snapp's motion on the table.
And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas.....21
Nays.....17

Those voting in the affirmative are,

Messrs. Bishop,	Messrs. Holcomb,	Messrs. Richardson,
Casey,	Hunter,	Senter,
Donahue,	Langley,	Solomon,
Eddy,	McNulta,	Starne,
Epler,	Nicholson,	Strevell,
Gibson,	Pierce,	Underwood,
Harlan,	Reddick,	Williams.

Those voting in the negative are,

Messrs. Alexander,	Messrs. Flagg,	Messrs. Marsh,
Bangs,	Fuller,	Snapp,
Beveridge,	Hampton,	Tincher,
Boyd,	Jewett,	Whiting,
Dore,	Kerr,	Woodard.
Early,	Little,	

So the motion of Mr. Snapp was laid on the table.

House bill, No. 246, for "An act to repeal 'an act incorporating the city of Nashville, in Washington county,' "

Was taken up, read at large a third time, and,

On motion of Mr. Alexander,
Referred to the committee on judiciary.

The President announced the following as the special committee to consider House bill No. 6 :

Senators Fuller, Reddick, McNulta, Donahue and Harlan.

Mr. Fuller called up the motion entered by Mr. Dore, to reconsider the vote whereby the House resolution concerning the holding of the adjourned session in Chicago, was lost.

Mr. Starne moved that the consideration of the motion to reconsider be postponed until Friday, April 14th, at 10 o'clock A. M.

The question being upon postponement of the consideration of the motion to reconsider,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 19
Nays..... 26

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Gibson,	Messrs. Solomon,
Beveridge,	Hampton,	Starne,
Bishop,	Harlan,	Strevell,
Boyd,	Holcomb,	Underwood,
Casey,	Little,	Voris,
Epler,	Richardson,	Williams.
Flagg,		

Those voting in the negative are,

Messrs. Bangs ,	Messrs. Hunter,	Messrs. Pierce,
Crawford,	Jewett,	Reddick,
Donahue,	Kerr,	Senter,
Dore,	Langley,	Snapp,
Early,	Marsh,	Tincher,
Eddy,	McNulta,	Whiting,
Fuller,	Nicholson,	Woodard.

So the Senate refused to postpone consideration of the motion.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make an appropriation to pay the expenses thereof," with an amendment to the title.

In the adoption of which amendment I am instructed to ask the concurrence of the Senate.

The question being, "Shall the vote whereby the House resolution was lost, be reconsidered,"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 23
Nays 16

Those voting in the affirmative are,

Messrs. Bangs,	Messrs. Holcomb,	Messrs. Nicholson,
Beveridge,	Hunter,	Pierce,
Donahue,	Jewett,	Reddick,
Dore,	Kerr,	Senter,
Early,	Langley,	Snapp,
Eddy,	Little,	Whiting,
Fuller,	Marsh,	Woodard.
Harlan,	McNulta,	

Those voting in the negative are,

Messrs. Alexander,	Messrs. Gibson,	Messrs. Strevell,
Bishop,	Hampton,	Tincher,
Boyd,	Richardson,	Underwood,
Casey,	Solomon,	Voris,
Epler,	Starne,	Williams.
Flagg,		

So the Senate reconsidered the vote.

Mr. Epler moved to adjourn until 2:30 o'clock P. M.

The question being on the motion to adjourn,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 17
Nays..... 22

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Gibson,	Messrs. Starne,
Bishop,	Hampton,	Tincher,
Boyd,	Harlan,	Underwood,
Casey,	Little,	Voris,
Epler,	Richardson,	Williams.
Flagg,	Solomon,	

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Donahue,
Dore,
Early,
Eddy,
Fuller,
Holcomb,

Messrs. Hunter,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Snapp,
Strevel,
Whiting,
Woodard.

So the Senate refused to adjourn.

Mr. Reddick moved the previous question.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 22
Nays..... .. 18

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Donahue,
Dore,
Early,
Eddy,
Fuller,
Holcomb,

Messrs. Hunter,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Snapp,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bishop,
Boyd,
Casey,
Epler,
Flagg,

Messrs. Gibson,
Hampton,
Harlan,
Little,
Richardson,
Solomon,

Messrs. Starne,
Strevel,
Tincher,
Underwood,
Voriss,
Williams.

So the previous question was ordered.

Mr. Epler moved a call of the Senate; which motion was lost.

The question being, "Will the Senate concur with the House in the adoption of the resolution?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas22
Nays18

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Donahue,
Dore,
Early,
Eddy,
Epler,
Fuller,

Messrs. Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,

Nicholson,
Pierce,
Reddick,
Senter,
Snapp,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bishop,
Boyd,
Casey,
Flagg,
Gibson,

Messrs. Hampton,
Harlan,
Little,
Richardson,
Solomon,
Starne,

Messrs. Strevel,
Tincher,
Underwood,
Voriss,
Wilkinson,
Williams.

So the Senate concurred in the adoption of the resolution.

Mr. Epler gave notice that he would enter a motion to reconsider the above vote,

Mr. Alexander moved to adjourn until 2:30 o'clock P. M.
The question being on the motion to adjourn,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....19
Nays.....20

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Boyd,
Casey,
Epler,
Flagg,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Little,
Richardson,
Solomon,

Messrs. Starne,
Tincher,
Underwood,
Voris,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Donahue,
Dore,
Early,
Eddy,
Fuller,

Messrs. Hunter,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Snapp,
Whiting,
Woodard.

So the Senate refused to adjourn.

Mr. McNulta moved to reconsider the vote whereby the House resolution was adopted, and to lay that motion on the table.

The question being upon laying the motion to reconsider, upon the table,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 20
Nays..... 21

There being a tie vote, the President voted in the negative.

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Donahue,
Dore,
Early,
Eddy,
Fuller,

Messrs. Hunter,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Snapp,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bishop,
Boyd,
Casey,
Epler,
Flagg,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Little,
Richardson,
Solomon,
Starne,

Messrs. Strevell,
Tincher,
Underwood,
Voris,
Wilkinson,
Williams.

So the motion to lay the motion to reconsider on the table, was not agreed to.

At 12:20 o'clock P. M.,

On motion of Mr. Casey,

The Senate adjourned until 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

Senate met, pursuant to adjournment.

The special order, being the consideration of House bill No. 3, was taken up.

House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust for the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....33
Nays 1

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Hampton,	Messrs. Snapp.
Beveridge,	Harlan,	Solomon,
Boyd,	Holcomb,	Starne,
Casey,	Hunter,	Strevell,
Donahue,	Langley,	Tincher,
Dore,	Marsh,	Underwood,
Early,	McNulta,	Voris,
Eddy,	Nicholson,	Whiting,
Epler,	Pierce,	Wilkinson,
Flagg,	Reddick,	Williams,
Fuller,	Senter,	Woodard.

Mr. Jewett voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

By unanimous consent, Mr. Snapp called up

Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make an appropriation to pay the expenses thereof."

The question being, 'Will the Senate concur with the House in the adoption of the following amendment, to-wit: Amend title by adding 'and to provide for the indebtedness of the same' ?'

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas29
Nays 6

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Hampton,	Messrs. Snapp,
Bangs,	Harlan.	Starne,
Beveridge,	Holcomb,	Strevell,
Boyd,	Hunter,	Tincher,
Casey,	Jewett,	Underwood,
Early,	Langley,	Voris,
Eddy,	Marsh,	Whiting,
Epler,	Nicholson,	Wilkinson,
Flagg,	Reddick,	Woodard.
Fuller,	Senter,	

Those voting in the negative are,

Messrs. Donahue,
Gibson,

Messrs. McNulta,
Pierce,

Messrs. Solomon,
Williams.

So the Senate concurred with the House in the amendment.

Mr. Fuller, from the special committee to which was referred House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upwards," reported the same back, with amendments, and recommended their adoption.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the following documents:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., *April 12, 1871.*

HON. JOHN DOUGHERTY, *President of the Senate:*

I have the honor to transmit herewith, to be laid before the Senate, copies of a letter from Adam Smith, with reference to the widening of the Illinois and Michigan Canal, together with my reply thereto.

JOHN M. PALMER.

CHICAGO, *April 11, 1871.*

DEAR SIR:—I am now ready to go on with the improvement of the Canal, as per my contract with the Canal Board. But with the report of the canal committee of the House, and all that has been said about my contract, I do not suppose the State authorities would permit me to commence work until we get a decision of the courts.

To save time and expense, I would respectfully submit to you the propriety of making up an agreed case, and get the decision of the courts.

Will be glad to hear from you at your convenience.

Your obedient servant,

ADAM SMITH.

His Excellency, JOHN M. PALMER,
Governor of Illinois.

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., *April 12, 1871.*

ADAM SMITH, *Chicago, Ill.:*

DEAR SIR:—I do not understand that you have any rights, under the lease given you by the Canal Trustees, that admit of legal dispute or controversy, and therefore decline to enter into any arrangement of the character proposed.

If there was no other objection to such a course, on my part, it would be sufficient at present to say that the matter is now in the

hands of the General Assembly, and will no doubt be disposed of at the present session.

You are correct in supposing that the State authorities will not permit you to go on or use the lands mentioned in the lease.

Respectfully,

JOHN M. PALMER.

House bill, No. 470, for "An act in relation to the levy and collection of taxes for sewerage and water-works in the cities of this State, that may have established a system of sewerage and water-works for such cities,"

Having been printed, was read at large a third time.

Pending the consideration of the above bill, the President announced that the hour for the special order had arrived, being the consideration of the House resolution of adjournment.

Mr. Flagg moved to postpone the further consideration of the resolution until Friday next, at 2:20 o'clock P. M.

The question being upon postponing the consideration of the resolution,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 21
Nays..... 19

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Boyd,
Casey,
Donahue,
Early,
Flagg,

Messrs. Fuller,
Gibson,
Hampton,
Holcomb,
Hunter,
Little,
Reddick,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Voris,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Dore,
Eddy,
Epler,
Harlan,
Jewett,
Kerr,

Messrs. Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Richardson,
Snapp,
Tincher,
Whiting,
Wilkinson,
Woodard.

So the Senate agreed to postpone consideration of the resolution.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing the State Arsenal."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit:

Senate bill, No. 259, for "An act to provide for the filling, by appointment, of vacancies in certain offices therein named."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly enrolled, on the 12th day of April, to-wit:

Senate bill, No. 204, for "An act to avoid the inconveniences arising from changing the time of holding the terms of courts."

Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties."

Senate bill, No. 86, for "An act to fix the times of holding the courts in the Twenty-second Judicial Circuit."

The consideration of House bill No. 470 was resumed.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 85
Nays 3

Those voting in the affirmative are, ●

Messrs. Bangs,
Beveridge,
Casey,
Donahue,
Dore,
Early,
Eddy,
Flagg,
Fuller,
Gibson,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Jewett,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Snapp,
Solomon,
Starne,
Tincher,
Underwood,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Boyd,

Mr. Eplen,

Mr. Stevell.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

House bill, No. 434, for "An act to amend the law concerning township organization,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 30
Nays 3

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Donahue,
Early,
Eddy,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Senter,
Solomon,
Starne,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Hunter,

Mr. Lanning,

Mr. Tincher.

Mr. Fuller entered a motion to reconsider the vote whereby House bill No. 434 was passed.

On motion of Mr. Marsh,
A call of the Senate was ordered.

Messrs. Alexander, Bangs, Beveridge, Boyd, Early, Eddy, Epler, Flagg, Fuller, Gibson, Hampton, Harlan,	Messrs. Holcomb, Hunter, Jewett, Kerr, Langley, Lanning, Little, Marsh, McNulta, Nicholson, Pierce,	Messrs. Reddick, Richardson, Senter, Solomon, Starne, Tincher, Underwood, Whiting, Wilkinson, Williams, Woodard.
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On motion of Mr. Marsh,
Further proceedings under the call were dispensed with.

Having been printed, was read at large a third time.

It was decided in the affirmative, as follows: {

Yeas	35
Nays	00

Messrs. Alexander, Bangs, Beveridge, Boyd, Dore, Early, Eddy, Epler, Flagg, Fuller, Gibson, Hampton,	Messrs. Harlan, Holcomb, Hunter, Jewett, Kerr, Langley, Lanning, Little, Marsh, McNulta, Nicholson, Pierce,	Messrs. Reddick, Richardson, Senter, Solomon, Starne, Tincher, Underwood, Whiting, Wilkinson, Williams, Woodard.
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By unanimous consent, Mr. Eddy called up
Senate bill, No. 257, for "An act to enable counties, townships,
cities and towns to sell and transfer stock held by them in any incor-
porated company."

Which was read at large a second time, and
Ordered to be engrossed and printed for a third reading.

Mr. Langley, from the committee on military affairs, reported a resolution concerning the removal of the National Capital, with the recommendation that it pass.

On motion of Mr. Boyd,

The resolution was referred to the committee on federal relations.

By unanimous consent, Mr. Starne called up
House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing the State arsenal."

Which was read at large a first time, and
Ordered to a second reading.

At 5 o'clock P. M.,

On motion of Mr. Boyd,
The Senate adjourned

THURSDAY, APRIL 13, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Dr. Bergen.

The journal of yesterday was being read, when,

On motion of Mr. Harlan,
The further reading of the same was dispensed with.

On motion of Mr. Harlan,

By unanimous consent,
House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upwards,"

Was taken up, read at large a second time, and
Ordered to a third reading, and 250 copies of amendments ordered printed.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit:

Senate bill, No. 262, for "An act to appropriate moneys in aid of the State Board of Agriculture, and of the county agricultural boards."

On motion of Mr. Beveridge,
House bills on second reading were taken up.

Mr. Boyd, from the committee on judiciary, reported back House bill No. 367, and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

House bill No. 367 was then read at large a second time.

Mr. Lanning offered the following amendments to House bill No. 367; which were adopted:

Amend section 1, by striking out the words "first Monday in April," in 13th and 14th lines, and insert the words "fourth Monday in March." Also, strike out the words "third Monday in April," in 16th and 17th lines, of section 1, and insert "second Monday after the fourth Monday in March."

Amend by striking out section 3.

Mr. Edsall offered the following amendment; which was adopted:

Amend by striking out section 2.

The bill, House bill No. 867, was then ordered to a third reading, and 250 copies of amendments ordered printed.

House bill, No. 407, for "An act to repeal an act entitled 'an act to establish the Niantic Union School District,' approved March 25th, 1869,"

Was taken up, read at large a second time, and
Ordered to a third reading.

House bill, No. 541, for "An act to amend section nine (9), of an act entitled 'an act to provide for the location and maintenance of a park for the towns of South Chicago, Hyde Park and Lake,' approved February 24th, A. D. 1869,"

Was taken up, read at large a second time, and
Referred to the committee on judiciary.

House bill, No. 308, for "An act providing for the procurement of the portrait of ex-Governor Thomas Carlin,"

Was taken up, read at large a second time, and
Ordered to a third reading.

House bill, No. 111, for "An act to provide for the election of a board of commissioners in Cook county, and to prescribe their duties,"

Was taken up, read at large a second time, and
Ordered to a third reading.

House bill, No. 539, for "An act supplemental to an act entitled 'an act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same,'"

Was taken up, and read at large a second time.

Mr. Tincher offered the following amendment; which was adopted:

Amend section 1, line 5, by inserting after the word "House," the following: "D. J. Parmles, janitor for committee on canal and river improvements, of the House, the sum of \$2.50 per day."

The bill was then ordered to a third reading, and 250 copies ordered printed.

House bill, No. 482, for "An act relating to sales under powers,"

Was taken up, read at large a second time, and
Ordered to a third reading.

House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing State Arsenal,"

Was taken up, read at large a second time, and
Ordered to a third reading.

House bill, No. 872, for "An act regulating the receiving, transportation and delivery of grain by railroad corporations, and defining the duties of such corporations with respect thereto,"

Was taken up, read at large a second time, and

Referred to the committee on railroads and warehouses.

Mr. Beveridge, from the committee on reformatory institutions, to which was referred House bill, No. 478, for "An act to establish houses of correction, and authorize the confinement of convicted persons therein," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a third reading.

On motion of Mr. Beveridge,

The rules were suspended, for the purpose of putting House bill No. 478 upon its passage.

House bill, No. 478, for "An act to establish houses of correction, and authorize the confinement of convicted persons therein,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 32
Nays 2

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Crawford,
Casey,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Gibson,
Hampton,

Messrs. Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
Little,
Marsh,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Tinchier,
Underwood,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Messrs. Boyd and Donahue voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, viz:

House bill, No. 520, for "An act to amend the law concerning township organization."

Senate bill, No. 86, for "An act to fix the times of holding the courts in the twenty-second judicial circuit."

Senate bill, No. 204, for "An act to avoid inconveniences arising from changing the times of holding the terms of courts."

Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties."

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a message and communication:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, April 13, 1871.

TO THE HON. JOHN DOUGHERTY, *President of the Senate* :

Upon the recommendation of the judges of the circuit, superior and county courts of the city of Chicago and county of Cook, I have the honor to nominate the following persons to fill the office of justice of the peace in the town of West Chicago :

Henry S. Austin, A. D. Sturtevant, John Van't Woud, David Walsh, Daniel Scully.

Upon the recommendation of the judges aforesaid, I have the honor to nominate the following persons to fill the office of justice of the peace in the town of South Chicago :

Calvin DeWolf, J. Charles Haines, Noel B. Boyden, Sandford C. Hinsdale.

Upon the recommendation of the judges aforesaid, I have the honor to nominate the following persons to fill the office of justice of the peace in the town of North Chicago :

Peter L. Hawkinson, Owen Dougherty, Robert C. Hammill.

In which nominations I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

The question being upon advising and consenting to the appointments made by the Governor,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas.....31
Nays..... 3

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Boyd,
Casey,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
Little,
Marsh,
Pierce,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Tincher,
Underwood,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Donahue,

Mr. Epler,

Mr. McNulta.

So the Senate advised and consented to the above appointments.

On motion of Mr. Richardson,
Senate bill No. 259 was taken up.

On motion of Mr. Underwood,
A call of the Senate was ordered.

The following Senators (36) answered to their names :

Messrs. Bangs,
Beveridge,
Bishop,
Boyd,
Crawford,

Messrs. Casey,
Donahue,
Dore,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jewett,
Lanning,
Little,
Marsh,

Messrs. McNulta,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starne,

Messrs. Tincher,
Underwood,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Richardson,
Further proceedings under the call were dispensed with.

Senate bill, No. 259, for "An act to provide for the filling, by appointment, of vacancies in certain offices therein named,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....36
Nays..... 2

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Bishop,
Boyd,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Gibson,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
Little,
Marsh,
McNulta,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Tincher,
Underwood,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Messrs. Hampton and Washburn voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Hampton,
Senate bill No. 173 was taken from the table.

Mr. Fuller moved to refer the bill, Senate bill No. 173, to the committee on judiciary; which was lost.

The bill was then ordered to be engrossed and printed for a third reading.

On motion of Mr. Whiting,
Senate bills on second reading were taken up.

Senate bill, No. 195, for "An act for the appointment of official reporters of proceedings in the courts of Illinois,"

Was taken up, read at large a second time, and,

On motion of Mr. Jewett,
Laid on the table, and 250 copies ordered printed.

Mr. Dore, by unanimous consent, introduced
Senate bill, No. 268, for "An act to prevent the members of official boards, having control of public works, from becoming interested in the construction thereof."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Bishop introduced

Senate bill, No. 264, for "An act to prevent bribery of electors."

Which was read at large a first time, and

Referred to the committee on elections.

Mr. Beveridge, from the committee on domestic relations, to which was referred a number of petitions, reported the same back, and recommended that they be laid on the table.

The report of the committee was concurred in.

Senate bills Nos. 130 and 129 were then taken up and laid on the table.

Senate bill No. 184 was then taken up and laid on the table.

Mr. Boyd moved to adjourn.

The question being upon adjournment,

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 12
Nays..... 19

Those voting in the affirmative are,

Messrs. Bangs,
Bishop,
Boyd,
Casey,

Messrs. Gibson,
Harlan,
Holcomb,
Hunter,

Messrs. Snapp,
Starne,
Tinoher,
Washburn.

Those voting in the negative are,

Messrs. Beveridge,
Crawford,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Hampton,
Jewett,
Lanning,
Pierce,
Reddick,
Senter,

Messrs. Solomon,
Underwood,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate refused to adjourn.

A message from the House of Representatives, by Mr. Hay.

Mr. President : I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit :

Resolved by the House of Representatives, the Senate concurring herein, That the special committee which may be appointed by and under the provisions of Senate bill No. 245, shall keep a full and complete report of all testimony taken in accordance with the requirement of said bill, and shall report the same to the adjourned session of this General Assembly, together with a full report of all their proceedings under and by virtue of the provisions of said bill; and any member of said committee shall have the right to examine any and all witnesses who may be called to testify before said committee, and to examine all books and papers that may be before the said committee, and to demand and have process to secure the attendance of all witnesses, papers and books that he may desire.

In the adoption of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit :

Senate bill, No. 168, for "An act to appropriate money to the State Normal University for the next two years."

Mr. Snapp moved a call of the Senate; which motion was lost.

Mr. Snapp moved a call of the Senate, a second time; which motion was lost.

At 12:25 o'clock A. M.,

On motion of Mr. Boyd,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University," with an amendment to the title thereof.

In the adoption of which amendment I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 441, for "An act to provide for the ordinary and contingent expenses of the State government until the end of the first fiscal quarter after the adjournment of the next regular session of the General Assembly."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University."

Senate bill, No. 198, for "An act making appropriations for the State Reform School."

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, to-wit:

Senate bill, No. 2, for "An act providing for the payment by the county of Cook, of further compensation to the Judges of the Circuit and Superior Courts, and the State's Attorney of said county, respectively."

On motion of Mr. Flagg,

Unanimous consent was given to take up Senate bill No. 262 for passage.

Senate bill, No. 262, for "An act to appropriate moneys in aid of the State Board of Agriculture, and of the County Agricultural Boards,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 84
Nays 00

Those voting in the affirmative are,

Messrs. Bangs, Beveridge, Bishop, Boyd, Casey, Dore, Early, Eddy, Edsall, Epler, Flagg, Fuller,	Messrs. Gibson, Hampton, Holcomb, Hunter, Jewett, Kerr, Lanning, McNulta, Pierce, Reddick, Senter,	Messrs. Snapp, Solomon, Starne, Tincher, Underwood, Voris, Washburn, Whiting, Wilkinson. Williams, Woodard.
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Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 257, for "An act to enable counties, townships, cities and towns to sell and transfer stock held by them in any incorporated company,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas36
Nays00

Those voting in the affirmative are,

Messrs. Bangs, Beveridge, Bishop, Boyd, Crawford, Casey, Dore, Early, Eddy, Edsall, Epler, Flagg,	Messrs. Fuller, Gibson, Hampton, Holcomb, Hunter, Jewett, Kerr, Lanning, Marsh, McNulta, Pierce, Reddick,	Messrs. Senter, Snapp, Solomon, Starne, Tincher, Underwood, Voris, Washburn, Whiting, Wilkinson, Williams, Woodard.
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Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Pierce,

House bill, No. 441, for "An act to provide for ordinary and contingent expenses of the State government until the end of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Was taken up, read at large a first time, and
Referred to the committee on finance.

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit:

Senate bill, No. 257, for "An act to enable counties, townships, cities and towns to sell and transfer stock held by them in any incorporated company."

On motion of Mr. Fuller,

Senate bill, No. 164, for "An act concerning public warehouses and the (inspection and) storage of grain,"

Was taken up, and

Referred to the committee on railroads and warehouses.

On motion of Mr. Washburn,

Senate bill No. 193 was taken up.

The question being upon concurring with the House in the following amendment to the title: Amend by adding to the title, the following: "And to make an appropriation therefor,"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 37
Nays..... 00

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Crawford,
Casey,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Gibson,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
Marsh,
McNulta,
Pierce,
Reddick,

Messrs. Senter,
Snapp,
Solomon,
Starne,
Tinscher,
Underwood,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate concurred in the House amendment.

Senate bill, No. 97, for "An act in relation to the establishment of gas companies,"

Was taken up, and read at large a second time.

Mr. Jewett offered the following amendment:

Amend section 1, as follows: After the word "shall," at the end of the 5th line, insert the words "by and with the consent of the corporate authorities of such cities and towns." Also, strike out the word "sanitary" in the 8th line, and the words "through its board of health" in the 9th line, and insert the words "by ordinance" before the word "impose," in the 9th line.

Mr. Edsall offered the following amendment to the amendment:

Add to section 1: "*Provided*, that such regulations shall be uniform and operate equally upon all gas companies who desire to supply any such city or town with illuminating gas, and no discrimination shall be made in favor of or against any particular company."

The bill and amendments were

Referred to the committee on judiciary.

By unanimous consent, Mr. Crawford offered the following resolution :

Resolved by the Senate, the House of Representatives concurring herein, That the committee, consisting of three members on the part of the Senate, and of five on the part of the House, provided for by law passed by this General Assembly, to investigate the management, discipline and financial condition of the penitentiary at Joliet, and to audit the claims against the same, be appointed by the President of the Senate and the Speaker of the House.

The rules were suspended, and the resolution adopted.

The President, on part of the Senate, appointed Messrs. Crawford, Tincher and Lanning.

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 519, for "An act to restore uniformity in the taxation of real and person property, for all purposes, in the several counties in this State," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Senate bill, No. 54, for "An act to amend the law in respect to injuries to the person,"

Was taken up, read at large a second time, and,

On motion of Mr. Snapp,

Laid on the table and 250 copies ordered printed.

Mr. Boyd, from the committee on judiciary, reported back the following House resolution, without recommendation; which was read and adopted :

WHEREAS, on the second day of December, A. D. 1870, the Board of Trustees of the Illinois and Michigan Canal, executed a certain paper, by which it is alleged or claimed that one Adam Smith, of the city of Chicago, acquired some right or interest in, or right to use and occupy ninety (90) feet on each side of the canal, beginning at the west line of section twenty-nine (29), in township thirty-nine (39) north, of range fourteen (14) east, of the 3d P. M., where the same crosses the canal, thirty thousand feet, subject to certain conditions therein named, and being the property of the Illinois and Michigan Canal; and whereas, in the judgment of the General Assembly, the said paper is not binding upon the State of Illinois, and that it is contrary to the interests of the people thereof, that the said Smith or any other person, should, upon any pretence whatever, be permitted to have or acquire any interest in said strip of land, or any right to use or occupy the same in any manner or to any extent whatever; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That this paper, so executed and claimed to be a lease or license, be and the same is hereby declared "not valid" and of no binding force nor effect upon the State; and that the Governor be requested to instruct the Attorney General of this State to give notice thereof to said Adam Smith, and to the Board of Trustees of said Illinois and Michigan Canal, and to institute and prosecute such legal and proper proceedings as may be necessary in the premises, to disaffirm the same and to protect the rights of the State.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly enrolled, on the 13th day of April; to-wit :

Senate bill, No. 185, for "An act to provide for the construction and protection of drains, ditches and levees, and other work."

Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Peni-

tentiary, and to make an appropriation to pay the expenses thereof, and to provide for the indebtedness of the same."

Senate bill, No. 168, for "An act to appropriate money to the State Normal University, for the next two years."

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit:

Senate bill, No. 173, for "An act to repeal an act therein named."

Mr. Crawford, from the committee on expenditures of the general assembly, to which was referred the report of select committee relating to the public documents destroyed by fire, made the following report:

The committee on expenses of the general assembly, to which was referred the report of a select committee appointed to ascertain the amount of loss sustained by the State by the recent fire, which consumed the building occupied by the public binder, beg leave to recommend that the following number of reports be printed:

The Commissioners of Public Charities, 1,500; the State Auditor, 1,000; the State Entomologist, 3,000; the Superintendent of Public Instruction, 1,000.

It will be seen that the committee only recommend 1,000 copies of the Auditor's report. In 1867, a law was passed providing that the Auditor's report should be bound with the public laws; to comply with that provision would require 8,000 copies more of said report to be printed; but your committee has not so recommended, believing that it is not necessary; and would recommend that a bill be prepared to amend said statute to that effect. Under the statute of 1865, 2,000 copies of reports are to be bound and printed, which would include the Auditor's report; and the 1,000 copies before recommended, is in addition to that 2,000 copies of the report, which, in the opinion of the committee, is sufficient for distribution.

Mr. Pierce offered the following amendment to the report; which was adopted:

Amend by striking out "1,000 copies" after the words "Superintendent of Public Instruction," and insert "2,200 copies;" also, strike out "1,500" copies of Board of Public Charities, and insert "2,500."

Mr. Edsall offered the following amendment to the amendment to the report, which was adopted:

Add the following: "And that there be printed 1,000 copies of the Canal Commissioners' report."

The report of the committee, as amended, was concurred in by the Senate.

On motion of Mr. Flagg,

Senate bill No. 228 was taken up and laid on the table.

Senate bill No. 194 was taken up, read at large a second time, and Ordered to be engrossed and printed for a third reading.

Mr. McNulta, from the committee on judiciary, reported back Senate bill No. 241, and recommended that it be laid on the table and 1,000 copies printed.

The report of the committee was concurred in, and the bill Laid on the table, and 1,000 copies ordered printed.

By unanimous consent, Mr. Pierce offered the following resolution; which was adopted :

Resolved by the Senate, the House of Representatives concurring herein, That there shall be reprinted, 2,200 copies of the report of the Superintendent of Public Instruction; 2,500 copies of the report of the Board of Public Charities; 3,000 copies of the report of the State Entomologist; and 1,000 copies of the report of the Canal Commissioners.

Mr. McNulta then called up his motion to reconsider the vote by which the Senate concurred with the House in the passage of a resolution to hold the adjourned session at Chicago.

Mr. Casey moved to postpone the consideration of the motion until to-morrow, at 3 o'clock P. M., and make it the special order for that time.

Mr. Snapp moved to lay Mr. Casey's motion on the table.

Mr. Casey moved a call of the Senate.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 15
Nays. 18

Those voting in the affirmative are,

Messrs. Boyd,
Casey,
Edsall,
Flagg,
Gibson,

Messrs. Hampton,
Harlan,
Richardson,
Solomon,
Starne,

Messrs. Underwood,
Voris,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Crawford,
Early,
Eddy,
Fuller,

Messrs. Hunter,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,

Messrs. Pierce,
Reddick,
Senter,
Snapp,
Whiting,
Woodard.

So the motion for a call of the Senate was not agreed to.

Mr. Casey moved to adjourn.

The question being on the motion to adjourn,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 14
Nays. 19

Those voting in the affirmative are,

Messrs. Boyd,
Casey,
Flagg,
Gibson,
Hampton,

Messrs. Harlan,
Richardson,
Solomon,
Starne,
Underwood,

Messrs. Voris,
Washburn,
Wilkinson,
Williams,

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Crawford,
Early,
Eddy,
Edsall,
Fuller,

Messrs. Hunter,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,

Messrs. Pierce,
Reddick,
Senter,
Snapp,
Whiting,
Woodard.

So the Senate refused to adjourn.

Mr. Wilkinson.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Crawford,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Hunter,
Jewett,
Kerr,
Langley,
Marsh,

Messrs. McNulta,
Pierce,
Reddick,
Snapp,
Whiting,
Woodard.

So the Senate refused to adjourn.

Mr. Underwood moved that further proceedings under the call be dispensed with.

The question being upon dispensing with further proceedings under the call,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 3
Nays 19

Those voting in the affirmative are,

Mr. Flagg,

Mr. Underwood,

Mr. Wilkinson.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Crawford,
Early,
Eddy,
Edsall,
Fuller,

Messrs. Hunter,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,

Messrs. Pierce,
Reddick,
Senter,
Snapp,
Whiting,
Woodard.

So the Senate refused to suspend the call.

The call of the Senate being proceeded with, and there being no quorum present, the names of the absentees were, by order of the President, placed in the hands of the Sergeant-at-arms, who proceeded to find said absentees, and, on his return, made the following report:

"I have personally summoned the following named Senators, as per order of the Senate, who refused to obey said summons: Messrs. Alexander, Boyd, Casey, Richardson, Starne, Washburn."

LOUIS ZEIGLER, *Sergeant-at-arms*.

Mr. Underwood moved to adjourn.

The question being on the motion to adjourn,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 4
Nays 19

Those voting in the affirmative are,

Messrs. Flagg,
Pierce,

Mr. Senter,

Mr. Underwood.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Crawford,
Dore,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Hunter,
Jewett,
Kerr,
Langley,
Marsh,

Messrs. McNulta,
Reddick,
Snapp,
Whiting,
Wilkinson,
Woodard.

So the Senate refused to adjourn.

Mr. Bishop asked leave of absence for Senators Eddy and Bishop ; which was refused.

The call being proceeded with,

The following Senators (26) answered to their names:

Messrs. Bangs, Beveridge, Bishop, Crawford, Donahue, Dore, Early, Eddy, Edsall,	Messrs. Flagg, Fuller, Holcomb, Hunter, Jewett, Kerr, Langley, Marsh, McNulta,	Messrs. Pierce, Reddick, Senter, Snapp, Underwood, Whiting, Wilkinson, Woodard.
---	--	--

Mr. Bishop moved to adjourn.

The question being on the motion to adjourn,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas12
Nays14

Those voting in the affirmative are,

Messrs. Bishop, Crawford, Dore, Edsall,	Messrs. Flagg, Holcomb, Hunter, Pierce,	Messrs. Reddick, Senter, Underwood, Wilkinson.
--	--	---

Those voting in the negative are,

Messrs. Bangs, Beveridge, Donahue, Early, Eddy,	Messrs. Fuller, Jewett, Kerr, Langley, Marsh,	Messrs. McNulta, Snapp, Whiting, Woodard.
---	---	--

So the Senate refused to adjourn.

On motion of Mr. Snapp,
Further proceedings under the call were dispensed with.

The President then announced the motion to lay Mr. Casey's motion on the table carried, by the following vote: Yeas 22, Nays 4.

Those voting in the affirmative are,

Messrs. Bangs, Beveridge, Crawford, Donahue, Dore, Early, Eddy, Edsall,	Messrs. Fuller, Holcomb, Hunter, Jewett, Kerr, Langley, Marsh,	Messrs. McNulta, Pierce, Reddick, Senter, Snapp, Whiting, Woodard.
--	--	--

Those voting in the negative are,

Messrs. Bishop, Flagg,	Mr. Underwood,	Mr. Wilkinson.
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Mr. Snapp moved the previous question.

Mr. Bishop moved to adjourn.

The question being upon adjournment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 6
Nays..... 21

Those voting in the affirmative are,

Messrs. Bishop,
Dore,

Messrs. Epler,
Lanning,

Messrs. Underwood,
Wilkinson.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Crawford,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Marsh,

Messrs. McNulta,
Pierce,
Reddick,
Senter,
Snapp,
Whiting,
Woodard.

So the Senate refused to adjourn.

The question then being, "Shall the main question be now put?"
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....22
Nays..... 4

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Marsh,

Messrs. McNulta,
Pierce,
Reddick,
Senter,
Snapp,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Epler,

Mr. Lanning,

Mr. Wilkinson.

So the main question was ordered.

The question being upon reconsidering the vote by which the Senate concurred in the adoption of the resolution to hold the adjourned session of this twenty-seventh General Assembly in the city of Chicago,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 6
Nays..... 21

Those voting in the affirmative are,

Messrs. Bishop,
Donahue,

Messrs. Epler,
Lanning,

Messrs. Underwood,
Wilkinson.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Crawford,
Dore,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Marsh,

Messrs. McNulta,
Pierce,
Reddick,
Senter,
Snapp,
Whiting,
Woodard.

So the Senate refused to reconsider the vote by which the resolution was adopted.

At 7:15 o'clock P. M.,

On motion of Mr. Kerr,
The Senate adjourned.

FRIDAY, APRIL 14, 1871.

Senate met, pursuant to adjournment.

The journal of yesterday was being read, when,

On motion of Mr. Fuller,

The further reading of the same was dispensed with.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred House bill, No. 251, for "An act to regulate public warehouses and the warehousing and inspecting of grain, and to give effect to article thirteen of the constitution of this State," reported the same back, and recommended its passage.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred Senate bill No. 164, for "An act concerning public warehouses and the inspection and storage of grain," reported the same back, and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill
Laid on the table.

Mr. Fuller moved that the consideration of House bill No. 251 be postponed to and made the special order for 11 o'clock A. M.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 29
Nays 11

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Crawford,
Donahue,
Dore,
Early,
Edsall,
Flagg,
Fuller,
Gibson,

Messrs. Hampton,
Holcomb,
Kerr,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Pierce,
Reddick,

Messrs. Senter,
Snapp,
Starnes,
Strevell,
Tineher,
Underwood,
Washburn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Bishop,
Boyd,
Bush,
Casey,

Messrs. Eddy,
Harlan,
Jewett,
Richardson,

Messrs. Solomon,
Williams,
Woodard.

So the bill was made the special order for 11 o'clock A. M.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred House bill, No. 372, for "An act regulating the receiving of grain by railroad corporations, and defining the duties of such corporations with respect thereto," reported the same back, and recommended its passage.

On motion of Mr. Boyd,

The bill was made the special order for this afternoon, at 3 o'clock.

On motion of Mr. Strevell,
Senate bill, No. 198, for "An act making appropriations for the
State Reform School,"
Was taken up.

The following amendment, adopted by the House, was read:
Amend section 2, by adding, "which shall be verified by the affidavit of the proper person."

And the question being, "Will the Senate concur in the amendment of the House?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 40
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Jewett,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate concurred in the House amendment.

Mr. Flagg, from the special committee, to which was referred a bill, No. 174, for "An act to fix the times and places of holding the Supreme Court," reported the same back, without recommendation.

On motion of Mr. Crawford,

The bill was referred to the committee on judiciary.

Mr. Reddick moved to suspend the rules to take up House bill No. 6.
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 34
Nays 9

Those voting in the affirmative are,

Messrs. Beveridge,
Bishop,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Fuller,
Gibson,

Messrs. Harlan,
Holcomb,
Hunter,
Langley,
Lanning,
Marsh,
McNulta,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Snapp,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Boyd,

Messrs. Flagg,
Hampton,
Jewett,

Messrs. Kerr,
Little,
Woodard.

So the rules were suspended to take up House bill No. 6.

Having been printed, was read at large a third time.
And the question being, " Shall this bill pass ?"

It was decided in the affirmative, as follows: { Yeas.....35
Nays..... 7

**Messrs. Snapp,
Solomon,
Starnes,
Strevell,
Tincher,
Underwood,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.**

**Messrs. Little,
Woodard.**

And the question being, "Shall this bill pass!"

It was decided in the affirmative, as follows:

Yeas.....	33
Nays.....	6

**Messrs. Reddick,
Senter,
Snapp,
Starne,
Strevell,
Tineher,
Underwood,
Washburn,
Whiting,
Wilkinson,
Woodard.**

**Messrs. Solomon,
Williams.**

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, on the 13th day of April, to-wit :

Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University, and to make an appropriation therefor."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly enrolled, on the 14th day of April, to-wit :

Senate bill, No. 198, for "An act making appropriations for the State Reform School."

Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University."

Mr. Richardson introduced

Senate bill, No. 265, for "An act to amend section five, of an act entitled 'an act to amend chapter twenty-four of the Revised Statutes, entitled 'Conveyances,' ' approved February 15, 1851."

Which was read at large a first time, and
Referred to the committee on judiciary.

Mr. Lanning introduced

Senate bill, No. 266, for "An act to provide for issuing writs of certiorari in vacation."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Snapp introduced

Senate bill, No. 267, for "An act to amend an act entitled 'an act to authorize the formation of companies, for the purpose of mining and transportation.' "

Which was read at large a first time, and

Referred to the committee on manufactures and mining.

Mr. Crawford, from the committee on finance, to which was referred House bill, No. 420, for "An act to provide for the ordinary and contingent expenses of the government, until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly," reported the same back, with the following amendments, and recommended the adoption of the same :

Amend 4th item of section 1, by striking out "per annum."

Also, amend 5th item, by striking out "sixty" and inserting "fifty;" and striking out of same item, "and the services of watchmen, laborers and messengers, and repairs in and about the State House."

Also, amend 6th item, by striking out "seven" and inserting "two;" add the words "and librarian," after the word "office;" strike out all after "order," in 4th line, to the end of said item.

Also, amend 7th item, by striking out "five hundred," in 3d line, and "per annum," in 11th line.

Also, amend 9th item, by striking out "twenty-five," in 3d line, and inserting "fifteen;" strike out all after "quarterly," in 4th line, to the end of 9th line; strike out "twenty-five hundred," in 15th line, and insert "one thousand."

Also, amend 12th item, by striking out all of the item and inserting: "The sum of six hundred thousand five hundred dollars, to pay for three parties who shall act as messengers and take care of State House

grounds, at the rate of two dollars per day actually employed; one night watchman, at the rate of three dollars per night; and for any additional labor about the State House, to the extent only of the balance of the above sum, after paying the above parties and watchman."

Also, amend 13th item, by striking out "per annum."

Also, amend 15th item, by striking it all out.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Crawford, from the committee on finance, to which was referred House bill, No. 441, for "An act to provide for ordinary and contingent expenses of the State government until the end of the first fiscal quarter after the adjournment of the next regular session of the General Assembly," reported the same back, with the following amendment, and recommended the adoption of the same:

Amend by striking out "seventy," in 4th item of section 1, and inserting "fifty-five," and by adding to end of said 4th item: "*Provided*, no part of said sum shall be paid to the Normal University or the Institution for the Education of the Deaf and Dumb, as the portion of which they are entitled is included in the appropriation made to them."

The report of the committee was concurred in, and the bill

Ordered to a second reading.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

At 11 o'clock A. M. the President announced the special order.

On motion of Mr. Crawford,

The special order was postponed for the consideration of House bill No. 441.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

On motion of Mr. Harlan,

The special order was further postponed, and

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave,"

Was taken up.

The following House amendments were read :

Strike out section 2 and insert the following :

“Section 2. Any person or persons violating section one of this act, shall be deemed guilty of a misdemeanor, and may be prosecuted in the name of the people before any justice of the peace, or by indictment or information in any court in the county where said misdemeanor was committed; and in all such prosecutions the owner or owners, or persons in possession of said inclosures, shall not be required to prove title to the inclosures in controversy.”

Strike out section 3, and insert the following :

“Section 3. Any person, convicted of violating section one of this act, shall be fined in a sum not less than three dollars, and not exceeding one hundred dollars. All fines collected by virtue of this act, shall be paid into the common school fund of the township in which the offense is committed.”

The question being, “Will the Senate concur with the House in the adoption of the amendments to the bill?”

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas34
Nays 5

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Bush,
Casey,
Dore,
Early,
Eddy,
Epler,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Jewett,
Langley,
Lanning,
McNulta,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Snapp,
Solomon,
Starne,
Tincher,
Underwood,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Edsall,
Gibson,

Messrs. Hunter,
Little,

Mr. Marsh.

So the Senate concurred with the House in their amendments.

House bill, No. 539, for “An act supplemental to an act entitled ‘an act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same,’ ”

Having been printed, was read at large a third time.

And the question being, “Shall this bill pass?”

It was decided in the negative, as follows: { Yeas.....19
Nays.....19

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Dore,
Early,
Eddy,

Messrs. Epler,
Flagg,
Fuller,
Gibson,
Jewett,
Marsh,

Messrs. Senter,
Snapp,
Tincher,
Underwood,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Crawford,
Edsall,
Harlan,
Holcomb,
Hunter,
Langley,

Messrs. Lanning,
Little,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Solomon,
Starne,
Voris,
Washburn,
Wilkinson,
Williams,

Mr. McNulta then entered a motion to reconsider the vote by which House bill No. 539, was lost.

On motion of Mr. Lanning,

House bill, No. 367, for "An act to fix the time of holding the circuit court in the several counties composing the twenty-first judicial district,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 34
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Bush,
Crawford,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,

Messrs. Harlan,
Holcomb,
Hunter,
Jewett,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Snapp,
Solomon,
Starne,
Tincher,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, to-wit:

Senate bill, No. 168, for "An act to appropriate money to the State Normal University, for the next two years."

At 11:20 o'clock A. M., the special order, being the consideration of House bill, No. 251, for "An act to regulate public warehouses and the warehousing and inspection of grain, and to give effect to article thirteen, of the constitution of this State,"

Was taken up, and read for information.

Mr. Dore offered the following amendment to the bill:

"Section 15. Strike out, in line 11, all after the words "shall be," and all of line 12, and substitute as follows: "One cent per bushel for 10 days, $\frac{1}{2}$ cent per bushel for each 5 of the next 10 days, and $\frac{1}{2}$ cent per bushel for each 10 days thereafter."

Mr. Tincher moved the previous question.

The question being on the motion of Mr. Tincher,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 23
Nays 17

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Crawford,
Early,
Edsall,
Flagg,
Fuller,

Messrs. Gibson,
Harlan,
Little,
Marsh,
McNulta,
Pierce,
Reddick,
Senter,

Messrs. Snapp,
Solomon,
Tincher,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Boyd,
Casey,
Dore,
Eddy,
Holcomb,

Messrs. Hunter,
Jewett,
Kerr,
Langley,
Richardson,

Messrs. Starne,
Strevell,
Underwood,
Vaughn,
Woodard.

So the previous question was ordered.

The question being upon the adoption of the amendment offered by Mr. Dore, to the bill,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 17
Nays. 23

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Boyd,
Casey,
Dore,
Gibson,

Messrs. Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,

Messrs. Richardson,
Solomon,
Starne,
Voris,
Williams.

Those voting in the negative are,

Messrs. Beveridge,
Bishop,
Crawford,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Little,
Marsh,
McNulta,
Pieroe,
Reddick,
Senter,
Snapp,
Strevell,

Messrs. Tincher,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Woodard.

So the amendment offered by Mr. Dore, was lost.

The question now being upon ordering the bill to a third reading, it was so ordered.

Mr. Little moved to adjourn until 2:30 o'clock P. M.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 18
Nays. 22

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Bishop,
Boyd,
Casey,
Dore,

Messrs. Harlan,
Hunter,
Jewett,
Langley,
Little,
Richardson,

Messrs. Solomon,
Strevell,
Vaughn,
Voris,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Beveridge,
Crawford,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Gibson,

Messrs. Holcomb,
Kerr,
Marsh,
McNulta,
Pierce,
Reddick,
Senter,

Messrs. Snapp,
Starne,
Tincher,
Underwood,
Whiting,
Wilkinson,
Woodard.

So the Senate refused to adjourn.

At 12:40 o'clock P. M.,

On motion of Mr. Casey,

The Senate adjourned until 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

Senate met, pursuant to adjournment.

The President announced the special order, being the consideration of the joint resolution relating to adjourning on Monday next.

By unanimous consent, House bill No. 111 was taken up.

House bill, No. 111, for "An act to provide for the election of a board of commissioners in Cook county, and to prescribe their duties,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....37
Nays..... 2

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Dore,
Early,
Eddy,
Edsall,
Epler,

Messrs. Fuller,
Gibson,
Hampton,
Hunter,
Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Reddick,
Richardson,

Messrs. Senter,
Snapp,
Solomon,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Messrs. Pierce and Washburn voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

So the previous question was ordered.

The question then being upon the adoption of the amendment to the resolution, offered by Mr. Underwood,
And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas 20
Nays 22

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Boyd,
Bush,
Casey,
Epler,
Flagg,

Messrs. Gibson,
Hampton,
Harlan,
Richardson,
Solomon,
Starne,
Strevell,

Messrs. Tincher.
Underwood,
Voris,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Beveridge,
Crawford,
Dore,
Early,
Eddy,
Edsall,
Fuller,

Messrs. Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,

Messrs. Pierce,
Reddick,
Senter,
Snapp,
Vaughn,
Whiting,
Woodard.

So the amendment offered by Mr. Underwood was lost.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit :

House bill, No. 543, for "An act to legalize defective assessments of property for State, county and town taxes of the year A. D. 1870, and in regard to applications for judgment for such taxes."

In the passage of which I am instructed to ask the concurrence of the Senate.

The question being upon concurring with the House in the adoption of the resolution,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 21
Nays 22

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Crawford,
Dore,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Hunter,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,

Messrs. Pierce,
Reddick,
Snapp,
Tincher,
Vaughn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bishop,
Boyd,
Bush,
Casey,
Epler,
Flagg,
Gibson,

Messrs. Hampton,
Harlan,
Holcomb,
Lanning,
Richardson,
Senter,
Solomon,

Messrs. Starne,
Strevell,
Underwood,
Voris,
Washburn,
Wilkinson,
Williams.

So the Senate refused to concur with the House in the adoption of the resolution.

Mr. Holcomb moved to reconsider the vote by which the Senate refused to concur with the House in the adoption of the resolution to adjourn on Monday, April 17, 1871.

Mr. Tincher moved to lay Mr. Holcomb's motion on the table.

The question being on the motion of Mr. Tincher,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....18
Nays.....25

Those voting in the affirmative are,

Messrs. Alexander,
Beveridge,
Bishop,
Boyd,
Bush,
Casey,

Messrs. Flagg,
Gibson,
Hampton,
Harlan,
Lanning,
Richardson,

Messrs. Solomon,
Tincher,
Underwood,
Voris,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Crawford,
Dore,
Early,
Eddy,
Edsall,
Epler,
Fuller,
Holcomb,

Messrs. Hunter,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,
Pierce,
Reddick,

Messrs. Senter,
Snapp,
Starne,
Strevell,
Vaughn,
Whiting,
Wilkinson,
Woodard.

So the Senate refused to lay Mr. Holcomb's motion on the table.

Mr. Boyd moved to postpone the consideration of Mr. Holcomb's motion to reconsider the vote by which the Senate refused to concur with the House in the adoption of the resolution, until 9:15 o'clock A. M. on Monday morning, April 17th.

The question being on postponement of the motion to reconsider,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....25
Nays.....18

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Casey,
Dore,
Early,

Messrs. Epler,
Flagg,
Gibson,
Hampton,
Harlan,
Holcomb,
Lanning,
McNulta,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Underwood,
Vaughn,
Voris,
Williams.

Those voting in the negative are,

Messrs. Crawford,
Eddy,
Edsall,
Fuller,
Hunter,
Jewett,

Messrs. Kerr,
Langley,
Marsh,
Pierce,
Reddick,
Snapp,

Messrs. Strevell,
Tincher,
Washburn,
Whiting,
Wilkinson,
Woodard.

So the motion to reconsider was postponed.

At 3:40 o'clock P. M. the President announced the special order.
House bill, No. 372, for "An act regulating the receiving, transportation and delivery of grain by railroad corporations, and defining the duties of such corporations with respect thereto,"

Was then taken up, and
Ordered to a third reading.

On motion of Mr. Pierce,
House bill, No. 445, for "An act to legalize the action of counties which have voted for the support of paupers by townships,"

Was taken up, read at large a first time, and
Referred to the committee on counties and township organization.

On motion of Mr. Woodard,
House bill, No. 543, for "An act to legalize defective assessments of property for State, county and town taxes of the year A. D. 1870, and in regard to applications for judgment for such taxes,"

Was taken up, read at large a first time, and
Ordered to a second reading.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly enrolled, on the 13th day of April, to-wit:

House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust for the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company."

House bill, No. 295, for "An act to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal."

House bill, No. 478, for "An act to establish houses of correction, and authorize the confinement of convicted persons therein."

House bill, No. 470, for "An act in relation to the levy and collection of taxes for sewerage and water-works in the cities of this State that may have established a system of sewerage and water-works for such cities."

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, April 14, 1871, to-wit:

House bill, No. 482, for "An act relating to sales under powers."

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates."

Senate bill, No. 161, for "An act to create a Board of Pardon,"
Was taken up, and

On motion of Mr. Crawford,
Laid on the table.

Senate bill, No. 264, for "An act to prevent bribery of electors,"
Was taken up, read at large a second time, and,

On motion of Mr. Crawford,
Referred to the committee on elections.

Senate bill, No. 260, for "An act to provide for tract indexes to county records, and to insure correctness in the same,"

It was decided in the negative, as follows :

{	Yea.....	20
	Nay.....	10

Those voting in the affirmative are,

**Messrs. Alexander,
Bangs,
Eddy,
Fuller,
Gibson,
Hampton,
Holcomb,**

**Messrs. Kerr,
Langley,
Lanning,
Pierce,
Reddick,
Senter,
Starne,**

**Messrs. Strevell,
Vaughn,
Voris,
Washburn,
Wilkinson,
Woodard.**

Those voting in the negative are,

**Messrs. Crawford,
Dore,
Early,
Flagg,**

**Messrs. Hunter,
Jewett,
Snapp,**

**Messrs. Tincher,
Underwood,
Whiting.**

Mr. Flagg then entered a motion to reconsider the vote by which House bill No. 407 was lost.

On motion of Mr. Gibson,

House bill, No. 373, for "An act to direct the payment of the tolls and rents received from the Little Wabash river improvements into the State treasury; to provide for a survey of the Little Wabash river, and legalize certain acts therein named,"

Was taken up, read at large a first time, and

On motion of Mr. Crawford,

Referred to the committee on canals and rivers.

House bill, No. 251, for "An act to regulate public warehouses, and the warehousing and inspection of grain, and to give effect to article thirteen of the constitution of this State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 34
Nays..... 1

Those voting in the affirmative are,

**Messrs. Alexander,
Bangs,
Bishop, }
Bush,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
; Flagg,
Fuller,**

**Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,
Kerr,
Langley,
Lanning,
Pierce,
Reddick,
Senter,**

**Messrs. Snapp,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.**

Mr. Jewett voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Flagg then called up his motion to reconsider the vote by which House bill No. 407 was lost.

The question being on Mr. Flagg's motion to reconsider,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas34
Nays00

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Bishop,
Bush,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Lanning,
Pierce,
Reddick,

Messrs. Senter,
Snapp,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Woodard.

So the vote on House bill No. 407, was reconsidered.

House bill, No. 407, for "An act to repeal an act entitled 'an act to establish the Niantic Union School District,' approved March 25th, 1869,"

Having been printed, was read at large a third time.
And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....31
Nays..... 4

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Bishop,
Boyd,
Bush,
Casey,
Donahue,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Gibson,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Langley,
Lanning,
Pierce,

Messrs. Reddick,
Senter,
Snapp,
Starne,
Strevell,
Tincher,
Vaughn,
Washburn,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Hunter,

Mr. Underwood,

Mr. Whiting.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 23, for "An act to amend chapter 20 of the Revised Statutes, entitled 'Bigamy,' approved February 8, 1853."

House bill, No. 576, for "An act to provide for an investigation of all matters pertaining to the new State House."

House bill, No. 369, for "An act to provide for the education of disabled soldiers and orphans of deceased soldiers."

House bill, No. 533, for "An act to protect the purity of elections, and punish offenders therein named."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 237, for "An act to repeal an act therein named," with an amendment to the title.

In the adoption of which amendment I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of amendments to bills of the following titles, to-wit:

House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities, towns and villages of five thousand inhabitants or over, and in counties having one hundred thousand inhabitants and upwards."

House bill, No. 367, for "An act to fix the time of holding the circuit court in the several counties composing the 21st judicial district."

House bill No. 372 was taken up.

On motion of Mr. Snapp,

The previous question was ordered.

House bill, No. 372, for "An act regulating the receiving, transportation and delivery of grain by railroad corporations, and defining the duties of such corporations with respect thereto,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 34
Nays 1

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Early,
Eddy,
Edgall,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Kerr,
Langley,
Lanning,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Snapp,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

Mr. Jewett voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, viz:

Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University, and to make an appropriation therefor."

Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University."

Senate bill, No. 198, for "An act making appropriations for the State Reform School."

House bill, No. 308, for "An act providing for the procurement of the portrait of ex-Governor Thos. Carlin,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas. 21
Nays. 13

Those voting in the affirmative are,

Messrs. Alexander,
Boyd,
Casey,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Gibson,
Jewett,
Kerr,
Langley,
Senter,

Messrs. Snapp,
Starne,
Tincher,
Underwood,
Vaughn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Bush,
Hampton,
Harlan,
Holcomb,

Messrs. Hunter,
Lanning,
Reddick,
Richardson,

Messrs. Strevell,
Voris,
Washburn,
Wilkinson,

Mr. Reddick then entered a motion to reconsider the vote by which House bill No. 308 was lost.

On motion of Mr. Underwood,

House bill, No. 543, for "An act to legalize defective assessments of property, for State, county and town taxes of the year A. D. one thousand eight hundred and seventy, and in regard to applications for judgment for such taxes,"

Was taken up, read at large a second time, and

Ordered to a third reading.

On motion of Mr. Tincher,

The motion, made yesterday by Mr. McNulta, to reconsider the vote by which House bill No. 539 was lost, for want of a constitutional majority, was taken up.

The question being upon Mr. McNulta's motion to reconsider,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 14
Nays. 18

Those voting in the affirmative are,

Messrs. Alexander,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Gibson,
Jewett,
Kerr,

Messrs. Senter,
Starne,
Tincher,
Whiting,

Those voting in the negative are,

Messrs. Bishop,
Boyd,
Crawford,
Epler,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Langley,
Lanning,
Pierce,
Reddick,

Messrs. Richardson,
Strevell,
Underwood,
Vaughn,
Washburn,
Wilkinson.

So the Senate refused to reconsider the vote.

By unanimous consent,

House bill, No. 420, for "An act to provide for the ordinary and contingent expenses of the government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Was taken up, and read at large a second time.

Mr. Strevell offered the following amendment to the bill; which was adopted:

Strike out of the 17th item, 1st section, all to the word "for," in 2d line.

The bill was then ordered to a third reading.

House bill, No. 441, for "An act to provide for ordinary and contingent expenses of the State government until the end of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Was taken up, read at large a second time, and
Ordered to a third reading.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be directed to have published, during the recess and in the usual form, the journals of both houses, up to the time of adjournment, for the use of members at the adjourned session: *Provided*, that this publication, so far as it goes, shall be in lieu of that required by law to be made.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Eddy, from the committee on counties and township organization, to which was referred House bill, No. 445, for "An act to legalize the action of counties which have voted for the township support of paupers," reported the same back without recommendation.

The bill was read at large a second time, and
Ordered to a third reading.

Mr. Eddy, from the committee on judiciary, to which was referred Senate bill, No. 208, for "An act authorizing verbal testimony to be given, showing what representations were made by railroads agents and officials to secure bonds and subscriptions to aid in the construction of railroads," reported the same back, with recommendation that the bill be laid on the table and 250 copies printed.

The report of the committee was concurred in, and the bill
Laid on the table, and 250 copies ordered printed.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly enrolled, on the 14th day of April, to-wit :

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave."

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, on the 15th day of April, to-wit :

House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities, towns and villages of five thousand inhabitants and upwards."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, on the 14th day of April, 1871, to-wit :

House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing State Arsenal."

House bill, No. 367, for "An act to fix the time of holding the circuit court in the several counties composing the 21st judicial district."

House bill, No. 111, for "An act to provide for the election of a Board of Commissioners in Cook county, and to prescribe their duties."

Mr. Dore, from the committee on canals and rivers, to which was referred House bill, No. 373, for "An act to direct the payment of the tolls and rents received from the Little Wabash River Improvement into the State Treasury, to provide for a survey of the Little Wabash river, and legalize certain acts therein named," reported the same back and recommended that it be ordered to a second reading.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Wilkinson, from the committee on counties and township organization, to which was referred Senate bill, No. 92, for "An act to make the day of holding the annual township meetings uniform throughout the State," reported the same back, and recommended that it lie on the table until the 4th of July, 1872.

The report of the committee was concurred in, and the bill
Laid on the table until the 4th of July, 1872.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 67, for "An act to promote the science of medicine and surgery," reported the same back, with the following amendment: Amend Senate bill No. 67, in line 6, by striking out the words "twenty-five" and insert "thirty-six." And recommended that the bill and amendment be lain on the table and 250 copies printed.

The question being upon concurring with the committee in their report,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 18
Nays 17

There being a tie vote, the President voted in the affirmative.

Those voting in the affirmative are,

Messrs. Bangs, Bishop, Crawford, Early, Eddy, Edsall,	Messrs. Flagg, Hampton, Jewett, Kerr, Lanning, Pierce,	Messrs. Senter, Strevell, Underwood, Vaughn, Whiting, Woodard.
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Those voting in the negative are,

Messrs. Boyd, Bush, Casey, Epler, Fuller, Gibson,	Messrs. Harlan, Holcomb, Hunter, Langley, Reddick, Richardson,	Messrs. Starne, Tincher, Voris, Washburn, Wilkinson.
--	---	--

So the report of the committee was concurred in.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 211, for "An act establishing a State Board of Prison Instruction, providing for prison education, the establishment and maintenance of prison libraries, and authorizing appropriations to carry into effect the provisions of said act," reported the same back, and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill Laid on the table.

Mr. Reddick moved to take up the motion to reconsider the vote by which House bill No. 308 was lost; which motion was lost.

On motion of Mr. Edsall,

By common consent, House message of this morning relating to publishing the journals of both houses of the General Assembly, was taken up.

Mr. Flagg offered the following amendment to the House resolution :

Amend by striking out all after the word "herein," and adding "that the Secretary of State be directed to have printed, the laws and journals of this General Assembly up to the time of the adjournment about to take place, as required by law at the close of each session."

Mr. Tincher moved the previous question ; which motion was lost :

The question being upon Mr. Flagg's amendment to the House resolution, the amendment was lost.

The question being upon concurring with the House in the adoption of the resolution relating to the publishing of the journals,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas28
Nays 5

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Boyd,
Bush,
Crawford,
Casey,
Dore,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,

Messrs. Lanning,
Reddick,
Senter,
Strevell,
Tincher,
Vaughn,
Washburn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Epler,
Flagg,

Messrs. Pierce,
Richardson,

Mr. Underwood.

So the Senate concurred with the House in the adoption of the resolution.

On motion of Mr. Dore,

The motion to reconsider the vote by which House bill No. 308 was lost, was taken up.

The question being upon reconsidering the vote by which House bill No. 308 was lost,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 31
Nays 5

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Gibson,
Harlan,
Hunter,
Jewett,
Kerr,
Langley,
Lanning,

Messrs. Reddick,
Richardson,
Senter,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Whiting.

Those voting in the negative are,

Messrs. Bishop,
Holcomb,

Messrs. Pierce,
Washburn,

Mr. Wilkinson.

So the vote on House bill No. 308 was reconsidered.

House bill, No. 308, for "An act providing for the procurement of the portrait of ex-Governor Thomas Carlin,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....26
Nays 9

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Bush,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Fuller,
Gibson,
Hunter,
Jewett,
Kerr,
Langley,
Lanning,
Reddick,

Messrs. Senter,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Whiting.

Those voting in the negative are,

**Messrs. Bishop,
Crawford,
Flagg,**

**Messrs. Harlan,
Holcomb,
Pierce,**

**Messrs. Richardson,
Washburn,
Wilkinson.**

Mr. Harlan then offered the following amendment to the title of the bill : which was lost :

"A bill to filch five hundred dollars of the people's money, to pay for the portrait of Gov. Oarlin."

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

By unanimous consent, Mr. Edsall offered the following resolution:

***Resolved*, That in commemoration of the anniversary of the death of our martyred President, Abraham Lincoln, the Senate do now adjourn.**

By common consent, the rules were suspended.

**The question being on the adoption of the resolution,
And the yeas and nays being demanded,**

It was decided in the affirmative, as follows: { Yeas.....34
Nays..... 3

Those voting in the affirmative are,

**Mezura. Alexander,
Bangs,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,**

**Messrs. Flagg,
Fuller,
Gibson,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Lanning,
Pierce.**

**Messrs. Reddick,
Richardson,
Senter,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Whiting,
Wilkinson.**

Those voting in the negative are,

Mr. Bishop,

Mr. Harlan,

Mr. Washburn.

So the resolution was adopted.

The Senate, at 12:40 P. M., adjourned.

MONDAY, APRIL 17, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The journal of Saturday was being read, when,

On motion of Mr. Harlan,

The further reading of the same was dispensed with.

Mr. Flagg presented the following protest against the action of the Senate in concurring with the House in the joint resolution for holding adjourned session in Chicago :

PROTEST.

The undersigned, in view of the passage by the Senate of a joint resolution from the House, fixing upon Chicago as the place at which the adjourned session of this General Assembly shall be held, during the winter of 1871-72, hereby enter their earnest protest against such action as unwarranted and impolitic, and demand to have their reasons for so doing entered upon the journal of the Senate.

A law now on our statute book requires that "the seat of government of the State of Illinois shall be deemed and held to be at Springfield, in the county of Sangamon, and all terms of the Supreme Court and sessions of the General Assembly shall be holden at Springfield, and all acts, judicial, *legislative* or *executive*, required to be done or executed at the seat of government, or requiring any matter or thing to be done and performed, or requiring action of any kind by officers or individuals at the seat of government, are hereby made applicable to Springfield, as the seat of government."

This law directly affirms, and our constitution implies, that Springfield is the seat of government. Both this law and the constitution (section 1, article V) requires "the Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction and Attorney General," to "reside at the seat of government during their term of office, and keep the public records, books and papers there."

Under this state of things it is proposed to separate the legislative from the other departments of the government. Only some pressing emergency, requiring immediate action, without attention to the proper forms of law, could justify the extraordinary course now being pursued by this General Assembly; and yet, without necessity, we find a minority of this body, by joint resolution, without the assent of the executive, requiring us, in disregard of law and in contradiction of the constitution, to transfer the General Assembly to a distant part of the State. We protest against this action as not only irregular, but

1st. Because it will necessarily entail great expense upon the State in the removal of the documents and papers of the two houses; in communicating with the executive and other State officers who are required to keep their offices and records at Springfield; and in the delays which must result from our being at a distance from such officers and their records.

2d. Because it places this General Assembly in a false position—by making us the guests of the citizens of Chicago, who propose, at large expense to themselves, to furnish halls and committee rooms, that should properly be furnished by the State, whereby our independence as legislators is affected on all subjects in which the citizens of Chicago have a peculiar interest. In order that we may deal justly and impartially with all the great interests of our State, we should hold ourselves aloof from all favors, however generously offered, that affect or may even seem to affect our independence as legislators.

3d. Because this action upon our part will justly render us the objects of suspicion and distrust upon the part of the people. A Legislature, inconsiderate and impulsive in its acts, migratory in its habits, and holding its meetings in a corner of the State, distant from the

4th. Because experience has shown that the distracting influences of change of place, and the surroundings of a great city, are not favorable to persistence and regularity in the performance of legislative duties, but tend to distract attention and impair the efficiency of our work, at a time when, of all others, attention and care are needed in re-forming and perfecting our laws.

For these and other reasons, which we will not now enumerate, we protest most earnestly against the action of the Senate, in the premises, as made in disregard of existing law, as tending to increase the expenditure of the State government, and as calculated to make ourselves and the citizens of Chicago the objects of suspicion and distrust. We make our appeal, from the decision forced upon us by a minority of this Senate, to the people of the State, who, we are confident, will condemn their action as unwise and unwarranted.

**J. H. RICHARDSON,
JAMES M. WASHBURN,
T. A. BOYD,
J. F. ALEXANDER,
W. A. LITTLE,
WM. H. UNDERWOOD,
J. M. BUSH,
CHAS. VORIS,
J. W. STREVELL.**

Mr. Bangs moved the previous question.

It was decided in the affirmative, as follows: {

Yeas.....	31
Nays.....	11

**Messrs. Harlan,
Hunter,
Jewett,
Kerr,
Langley,
Lanning,**

Messrs. Little,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Snapp,
Starne,
Strevell,
Tincher,

Messrs. Vaughn,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Donahue,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
McNulta,
Senter,

Messrs. Solomon,
Underwood,
Voria.

So the previous question was ordered.

The question being upon reconsidering the vote of Friday last, by which the motion to concur in the joint resolution of the House, relating to adjourning, was lost,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....37
Nays 6

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Lanning,
Little,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Snapp,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Donahue,

Messrs. Gibson,
Hampton,

Messrs. Solomon,
Voria.

So the vote was reconsidered.

The question being upon concurring with the House in the adoption of the resolution,

Mr. Bangs moved the previous question.

The question being on the motion of Mr. Bangs,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas28
Nays15

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Dore,
Early,

Messrs. Eddy,
Edsall,
Epler,
Harlan,
Hunter,
Jewett,
Kerr,
McNulta,
Nicholson,

Messrs. Pierce,
Richardson,
Snapp,
Starne,
Tincher,
Vaughn,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Donahue,
Flagg,
Fuller,
Gibson,
Hampton,

Messrs. Holcomb,
Langley,
Lanning,
Little,
Reddick,

Messrs. Senter,
Solomon,
Strevell,
Underwood,
Voris.

So the previous question was ordered.

The question being, "Will the Senate concur with the House in the adoption of the resolution?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 38
Nays 10

Those voting in the affirmative are,

Messrs. Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Lanning,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Snapp,
Solomon,
Starne,
Tincher,
Vaughn,
Voris,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Donahue,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
Little,

Messrs. Senter,
Strevell,
Underwood.

So the Senate concurred with the House in the adoption of the resolution.

Mr. Fuller withdrew his motion to reconsider the vote by which House bill No. 434 was passed.

On motion of Mr. Crawford,

House bill, No. 420, for "An act to provide for the ordinary and contingent expenses of the government until the expiration of the first fiscal quarter after the adjournment of the regular session of the General Assembly,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 32
Nays 3

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Snapp,
Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Mr. Richardson,

Mr. Solomon,

Mr. Williams.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, to-wit:

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois."

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave."

House bill, No. 367, for "An act to fix the time of holding the circuit court in the several counties composing the twenty-first judicial district."

House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing the State arsenal."

On motion of Mr. Fuller,

The rules were suspended, to take up House bills on third reading.

Mr. Woodard then called up House bill No. 543.

House bill, No. 543, for "An act to legalize defective assessments of property, for State, county and town taxes of the year A. D. one thousand eight hundred and seventy, and in regard to applications for judgment for such taxes,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 35
Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Crawford,
Donahue,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,

Messrs. Hunter,
Jewett,
Kerr,
Langley,
Lanning,
Little,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Snapp,
Solomon,
Starne,
Strevel,
Tincher,
Underwood,
Vaughn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Epier voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

House bill, No. 445, for "An act to legalize the action of counties who have voted for the support of paupers by townships,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas34
Nays00

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Hampton,	Messrs. Senter,
Bangs,	Holcomb,	Solomon,
Beveridge,	Hunter,	Starne,
Crawford,	Jewett,	Strevell,
Casey,	Kerr,	Tincher,
Donahue,	Langley,	Underwood,
Early,	Lanning,	Vaughn,
Eddy,	Little,	Whiting,
Edsall,	Nicholson,	Wilkinson,
Flagg,	Pierce,	Williams,
Fuller,	Richardson,	Woodard.
Gibson,		

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

On motion of Mr. Pierce,

The title of the bill was amended, by substituting “which” for “who,” in the same.

House bill, No. 441, for “An act to provide for ordinary and contingent expenses of the State Government until the end of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,”

Having been printed, was read at large a third time.

And the question being, “Shall this bill pass?”

It was decided in the affirmative, as follows: { Yeas..... 35
Nays 00

Those voting in the affirmative are,

Messrs. Bangs,	Messrs. Holcomb,	Messrs. Senter,
Beveridge,	Hunter,	Solomon,
Crawford,	Jewett,	Starne,
Casey,	Kerr,	Strevell,
Donahue,	Langley,	Tincher,
Eddy,	Lanning,	Underwood,
Edsall,	Little,	Vaughn,
Epler,	McNulta,	Whiting,
Flagg,	Nicholson,	Wilkinson,
Fuller,	Pierce,	Williams,
Gibson,	Reddick,	Woodard.
Hampton,	Richardson,	

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

This bill expressing an emergency in the body of the act, rendering it necessary that it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

Mr Langley offered the following resolution; and the rules being suspended, the resolution was adopted :

Resolved, That the Secretary of the Senate, and such assistants as he may deem necessary, be allowed thirty days' extra time, during the recess of this General Assembly, at the same per diem as now allowed them by law, in which to care-

fully revise, correct and prepare for publication the journals of the Senate; and the President of the Senate is hereby directed to certify to said time to the Auditor. Also the Secretary of the Senate is directed to take charge of all bills, reports and other papers now in possession of the Senate, and also of all printed matter in the possession of the Senate; and he shall carefully keep and preserve the same until the adjourned meeting of the General Assembly. And the Secretary is also directed, immediately upon the adjournment of the General Assembly, to prepare a synopsis of all Senate bills, and also House bills in the Senate, showing the action had upon each and the order upon which each bill stands; and cause to be printed 1000 copies of the same. And he is also directed to mail to each member of the Senate five copies of the same, and the balance to be kept by him for the use of the Senate at the adjourned session, and superintend the fitting up of the Chamber therefor. And the Secretary, for his services, shall receive the same per diem now allowed him by law—the time to be certified to by the President to the Auditor.

On motion of Mr. Crawford,

The vote by which Mr. Langley's resolution was adopted was reconsidered.

Mr. Fuller offered the following amendment to the resolution; which was adopted:

Strike out the words "such assistants as he may deem necessary," and insert "one assistant."

The resolution, as amended, was then adopted.

Mr. Langley offered the following resolution; which was adopted:

Resolved, That the Enrolling and Engrossing Clerks of the Senate, each, be allowed five days after the final adjournment, to complete the unfinished business of their department and turn over the records to the Secretary of State.

Mr. Epler offered the following resolution:

WHEREAS, House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace," had voted upon it by the Senate a material amendment—which amendment was not concurred in by the House, and from which amendment the Senate receded by a vote of twenty-three members in the affirmative, and no further action was had by the Senate on said bill; therefore,

Resolved, That said bill, as passed, did not receive in the Senate a constitutional majority, and that his excellency, the Governor, be respectfully requested to return said bill to the Senate.

Mr. Epler moved to suspend the rules for the purpose of considering the resolution.

The question being upon suspending the rules,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 12
Nays. 20

Those voting in the affirmative are,

Messrs. Beveridge,
Casey,
Edsall,
Epler,

Messrs. Gibson,
Jewett,
Kerr,
Langley,

Messrs. Lanning,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Early,
Eddy,
Flagg,
Fuller,
Hampton,
Holcomb,

Messrs. Hunter,
Little,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Starne,
Tincher,
Underwood,
Vaughn,
Wilkinson.

So the rules were not suspended.

Mr. Underwood offered the following resolution, and the rules being suspended by unanimous consent, the resolution was adopted :

Resolved by the Senate, the House concurring herein, That members of the joint committee to examine the accounts of the police commissioners of East St. Louis, shall be allowed their per diem as members during the time actually employed, during the recess, in their services on such committee.

Mr. Eddy introduced

Senate bill, No. 268, for "An act to regulate the deposits of Life Insurance companies doing business in this State."

Which was read at large a first time, and,

On motion of Mr. Eddy,

Laid on the table and 500 copies ordered printed.

On motion of Mr. Gibson,

House bill, No. 373, for "An act to direct the payment of the tolls and rents received from the Little Wabash river improvements into the State treasury; to provide for a survey of the Little Wabash river, and legalize certain acts therein named,"

Was taken up, read at large a second time, and

Laid on the table, and 250 copies ordered printed.

On motion of Mr. Eddy,

Senate bill, No. 100, for "An act in regard to mills and millers, and dams for mills and other machinery and navigation,"

Was taken up.

Pending the reading of the bill,

A call of the Senate was ordered.

The following Senators (32) answered to their names:

Messrs. Bangs,
Beveridge,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Gibson,
Holcomb,
Hunter,

Messrs. Kerr,
Langley,
Little,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Snapp,
Solomon,

Messrs. Starne,
Strevell,
Tincher,
Underwood,
Vaughn,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Fuller,

Further proceedings under the call were dispensed with.

The bill was then read at large a second time, and
Ordered to be engrossed for a third reading.

At 11 o'clock A. M.,

On motion of Mr. Fuller,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 256, for "An act to create and support a State institution, to be called the Illinois Charitable Eye and Ear Infirmary, for the treatment of needy persons suffering from diseases of the eye or ear."

Senate bill, No. 232, for "An act to provide funds for the continuance of the work upon the Southern Insane Asylum, located at Anna, in the State of Illinois."

Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships, cities and towns,' in force April 16, 1869."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit:

Resolved by the Senate, the House of Representatives concurring herein, That the committee, consisting of three members on the part of the Senate, and of five on the part of the House, provided for by law passed by this General Assembly, to investigate the management, discipline and financial condition of the penitentiary at Joliet, and to audit the claims against the same, be appointed by the President of the Senate and the Speaker of the House.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has refused to concur with them in the adoption of the following resolution, to-wit:

Resolved by the Senate, the House of Representatives concurring herein, That there shall be reprinted, 2,200 copies of the report of the Superintendent of Public Instruction; 2,500 copies of the report of the Board of Public Charities; 3,000 copies of the report of the State Entomologist; and 1,000 copies of the report of the Canal Commissioners.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the following communication:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, April 17, 1871.

HON. JOHN DOUGHERTY, *President of the Senate*:

Under the provisions of "An act for the establishment and maintenance of a Normal University," approved February 18, 1857, I have the honor to nominate and appoint the following named persons as members of the "Board of Education of the State of Illinois," as provided by said act:

John H. Foster, M. D., of Cook county, to fill vacancy occasioned by expiration of his term of service.

Enoch A. Gastman, of Mason county, vice Jesse H. Moore, whose office is vacated by reason of his election as a member of Congress.

Charles F. Noehling, of St. Clair county, to fill the unexpired term of Dr. Henry Wing, deceased.

Benaiah G. Roots, of Perry county, to fill vacancy occasioned by expiration of his term of service.

Prof. E. L. Wells, of Ogle county, to fill vacancy occasioned by expiration of the term of service of Elias O. Dupuy.

N. E. Worthington, of Peoria county, to fill the vacancy occasioned by the expiration of his term of service.

In which nominations I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

The question being, "Will the Senate advise and consent to the nominations above made?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 31
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Casey,
Dore,
Early,
Eddy,
Epler,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Strevell,
Underwood,
Vaughn,
Voris,
Wilkinson,
Williams.

So the Senate concurred in the nominations.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the following communication:

EXECUTIVE DEPARTMENT,

SPRINGFIELD, April 17, 1871.

HON. JOHN DOUGHERTY, *President of the Senate*:

I have the honor to nominate and appoint Jonathan B. Turner, of Morgan county, as one of the Trustees of the Illinois Hospital for the Insane, to fill the vacancy occasioned by the expiration of his term of service.

In which nomination I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

The question being, "Will the Senate advise and consent to the nomination just made?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 32
Nays..... 00

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Fuller,	Messrs. Richardson,
Bangs,	Hampton,	Senter,
Beveridge,	Holcomb,	Solomon,
Bush,	Hunter,	Starne,
Crawford,	Jewett,	Strevell,
Casey,	Kerr,	Underwood,
Dore,	Lanning,	Vaughn,
Early,	McNulta,	Voris,
Eddy,	Nicholson,	Wilkinson,
Epler,	Pierce,	Williams.
Flagg,	Reddick,	

So the Senate concurred in the nomination.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the following communication :

EXECUTIVE DEPARTMENT,
SPRINGFIELD, April 17, 1871.

HON. JOHN DOUGHERTY, *President of the Senate* :

Under the provisions of the several acts relating to the Soldiers' Orphans' Home, I have the honor to nominate and appoint the following named persons as Trustees of the said institution, to hold their offices for two years :

- John M. Snyder, of Sangamon county.
- James M. Beardsley, of Rock Island county.
- John Sweeney, of McLean county.

In which nominations I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

The question being, "Will the Senate advise and consent to the nominations just made?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 32
Nays..... 00

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Fuller,	Messrs. Richardson,
Bangs,	Hampton,	Senter,
Beveridge,	Holcomb,	Solomon,
Bush,	Hunter,	Starne,
Crawford,	Jewett,	Strevell,
Casey,	Kerr,	Underwood,
Dore,	Lanning,	Vaughn,
Early,	McNulta,	Voris,
Eddy,	Nicholson,	Wilkinson,
Epler,	Pierce,	Williams.
Flagg,	Reddick,	

So the Senate concurred in the nominations.

A message from the Governor, by E. B. Harlan, Private Secretary.
Mr. President: I am directed by the Governor to lay before the Senate the following communication :

EXECUTIVE DEPARTMENT,
SPRINGFIELD, April 17, 1871.

HON. JOHN DOUGHERTY, *President of the Senate* :

I have the honor to nominate the following named persons as members of the Board of Trustees of the Illinois Industrial University:

D. C. Wagner, Third Congressional District, to fill the vacancy occasioned by the expiration of the term of service of H. C. Burchard.

J. O. Cunningham, Second Grand Division, to fill the vacancy occasioned by the expiration of his term of service.

In which nominations I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

The question being, "Will the Senate advise and consent to the nominations just made?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 32
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Casey,
Dore,
Early,
Eddy,
Epler,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starno,
Strevell,
Underwood,
Vaughn,
Voriss,
Wilkinson,
Williams.

So the Senate concurred in the nominations.

A message from the Governor, by E. B. Harlan, Private Secretary.
Mr. President: I am directed by the Governor to lay before the Senate the following communication :

EXECUTIVE DEPARTMENT,
SPRINGFIELD, April 17, 1871.

HON. JOHN DOUGHERTY, *President of the Senate* :

Under the authority vested in me by the constitution and laws of the State, I have made the following appointments since the adjournment of the last General Assembly:

Trustees of the Institution for the Education of the Blind.—May 17, 1869, Matthew Stacy, of Morgan county, for two years; E. B. Hawley, of Sangamon county, for two years; Wm. A. Grimshaw, of Pike county, for two years.

Trustees of the Institution for the Education of the Deaf and Dumb.—May 17, 1869, Wm. P. Barr, of Morgan county, for four years; John A. Chesnut, of Sangamon county, for four years; Robert Boal, of Peoria county, for four years.

So the Senate concurred in the nominations.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the following communication:

EXECUTIVE DEPARTMENT.

SPRINGFIELD, *April* 17, 1871.

HON. JOHN DOUGHERTY, *President of the Senate*:

Under the provisions of "An act to provide for the appointment of a Board of Commissioners of Public Charities, and defining their duties and powers," approved April 9, 1869, I have the honor to nominate and appoint as a member of the said Board of Commissioners, Elmer Baldwin, of LaSalle county, to fill the vacancy occasioned by the expiration of his term of service.

In which nomination -I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

The question being, "Will the Senate advise and consent to the nomination just made?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas32
Nays00

Those voting in the affirmative are,

**Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Casey,
Dore,
Early,
Eddy,
Epler,
Flagg,**

**Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
McNulta,
Nicholson,
Pierce,**

**Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughn,
Voris,
Wilkinson,
Williams.**

So the Senate concurred in the nomination.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the following communication :

EXECUTIVE DEPARTMENT,

SPRINGFIELD, *April* 17, 1871.

HON. JOHN DOUGHERTY, *President of the Senate* :

Under the provisions of "An act to appoint Commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University, and to make appropriations therefor," approved April 15, 1871, I have the honor to nominate the following named persons as Commissioners:

R. H Sturgess, of Fayette county.

John Wood, of Alexander county.

Elihu J. Palmer, of Jackson county.

In which nominations I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

The question being, "Will the Senate advise and consent to the nominations just made?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 30
Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Casey,
Dore,
Early,
Eddy,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
McNulta,
Nicholson,

Messrs. Reddick,
Richardson,
Solomon,
Starne,
Strevell,
Underwood,
Vaughn,
Voris,
Wilkinson,
Williams.

Mr. Senter voted in the negative.

So the Senate concurred in the nominations.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the following communication :

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., April 17, 1871.

HON. JOHN DOUGHERTY, *President of the Senate:*

Under the provisions of "An act for the reformation of juvenile offenders and vagrants," approved March 5, 1867, I have the honor to nominate and appoint the following named persons as Trustees of the State Reform School :

Samuel W. Moulton, of Shelby county, to fill vacancy occasioned by the expiration of his term of service.

Lawson A. Parks, of Madison county, to fill vacancy occasioned by expiration of his term of service.

Leander Church, of McHenry county, *vice* John Early, whose office is vacated by his election as a member of the Senate.

In which nominations I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

The question being, "Will the Senate advise and consent to the nominations just made?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 31
Nays..... 00

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Beveridge,
Bush,
Crawford,
Casey,
Dore,
Early,
Eddy,
Epler,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Lanning,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughn,
Voris,
Wilkinson,
Williams.

So the Senate concurred in the nominations.

Mr. Strevell then offered the following resolution ; which was adopted :

Resolved, That the President appoint a committee of three to wait upon his excellency, the Governor, and inform him that the Senate, having completed the business now before it, awaits any communication he may be pleased to make before proceeding to an adjournment.

The President appointed Messrs. Strevell, Reddick and Pierce as such committee.

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed, to-wit :

Senate bill, No. 194, for "An act to amend section two of an act entitled 'an act to enable counties to establish county Normal Schools.'"

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly enrolled, on the 17th day of April, to-wit :

Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships, cities and towns,' in force April 16, 1869."

Senate bill, No. 256, for "An act to create and support a State institution, to be called the Illinois Charitable Eye and Ear Infirmary, for the treatment of needy persons suffering from diseases of the eye or ear."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly enrolled, on the 17th day of April, and on that day laid before the Governor, to-wit :

House bill, No. 407, for "An act to repeal an act entitled 'an act to establish the Niantic Union School District,' approved March 25th, 1869."

House bill, No. 372, for "An act regulating the receiving of grain by railroad corporations, and defining the duties of such corporations with respect thereto."

House bill, No. 308, for "An act providing for the procurement of the portrait of ex-Governor Thomas Carlin."

House bill, No. 251, for "An act to regulate public warehouses and the warehousing and inspection of grain, and to give effect to article thirteen, of the constitution of this State."

House bill, No. 543, for "An act to legalize defective assessments of property for State, county and town taxes of the year A. D. 1870, and in regard to applications for judgment for such taxes."

House bill, No. 445, for "An act to legalize the action of counties which have voted for the township support of paupers."

Mr. Strevell, from the special committee to wait on the Governor, reported that the Governor had no further communication to make to the Senate.

Mr. Pierce then offered the following resolution :

Resolved, That the thanks of the Senate are hereby tendered to E. H. Griggs, Secretary, and L. S. Swan, O. B. Knickerbocker and James H. Paddock, Assistant Secretaries, for the prompt and efficient manner in which they have discharged their duties.

Mr. Underwood offered the following amendment to the resolution ; which was adopted :

Add, "and other subordinate officers of the Senate."

The resolution, as amended, was unanimously adopted.

Mr. Epler offered the following resolution ; which was unanimously adopted :

Resolved, That Lieutenant Governor John Dougherty, our President, is entitled to the thanks of this Senate for the dignity and urbanity with which he has presided over our deliberations ; for the impartial and courteous treatment extended to each Senator on this floor ; and for the promptness and efficiency which have characterized all his acts.

Prayer by Rev. Mr. Robertson.

Mr. Flagg then offered the following resolution ; which was adopted :

Resolved, That one policeman of the Senate, to be selected by the Secretary, be retained, for a period not exceeding five days, to take charge of the Senate Chamber and to forward to the members daily their mail.

The President then delivered the following

ADDRESS.

SENATORS—The time for our separation, temporarily and perhaps forever, has arrived ; and in taking leave of you and the officers of the Senate, you will permit me to tender to you, one and all, my heartfelt gratitude for the uniform courtesy and kind regards with which you have ever treated me.

Your labors have been arduous ; your attentions to that labor unremitting. We met, a band of brothers ; we toiled together, and now part but the more allied, by reason of this meeting and toil.

Much as there is to lament in the adjournment of the General Assembly, leaving so many measures of public importance undisposed of, I cannot but congratulate you upon the fact that the responsibility of the failure of these measures does not attach to you. I have been personally familiar with the legislation of this State for thirty-nine years, and I can truly say : I have never seen a more able, faithful and industrious Senate in the State.

Since we met in January you have considered 265 bills, and have passed 77 of that number, and promptly acted upon and disposed of what bills and resolutions the House has sent you, so that it may be truly said : your tables are clear and your work well and promptly done. And as an act of justice I can say, as I have no doubt your constituents will say, for this, "Well done, good and faithful servants."

The good or evil produced from our efforts, in the way of legislation, is more dependent upon the will of Him who wraps in a fold of His vestment the universe in which we live and have our being, than upon any merit of our own.

Committing to His paternal care, guidance and protection not only the results of our action here, but also the personal welfare and happiness of you all, and the future of our country, I bid you an affectionate farewell, and pronounce the Senate adjourned.

So the Senate, at 3:56 o'clock P. M., adjourned.

J. DOUGHERTY,
President of the Senate.

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